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Illinois Register

Rules of Governmental Agencies

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INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity initiated by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. The Register also contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current Register volume year and a Sections Affected Index listing by Title each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume year. Both indices are action coded and are designed to aid the public in monitoring rules.

Rulemaking activity consists of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or peremptory action. Executive Orders and Proclamations issued by the Governor; notices of public information required by State statute; and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies; is also published in the Register.

The Register is a weekly update to the *Illinois Administrative Code* (a compilation of the rules adopted by State agencies). The most recent edition of the Code along with the Register comprise the most current accounting of State agencies' rules.

The Illinois Register is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act [5 ILCS 100/1-1 et seq.].

REGISTER PUBLICATION SCHEDULE 1998

Material Rec'd before Noon on:	Will be in Issue #:	Published on:	2	Material Rec'd before Noon on:	Will be in Issue #:	Published on:
Dec. 23, 1997	1	Jan. 2, 1998		June 30, 1998	28	July 10, 1998
Dec. 31, 1997	2	Jan. 9, 1998		July 7, 1998	29	July 17, 1998
Jan. 6, 1998	3	Jan. 16, 1998		July 14, 1998	30	July 24, 1998
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Jan. 20, 1998	5	Jan. 30, 1998		July 28, 1998	32	Aug. 7, 1998
Jan. 27, 1998	6	Feb. 6, 1998		Aug. 4, 1998	33	Aug. 14, 1998
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Feb. 17, 1998	9	Feb. 27, 1998	- 1	Aug. 25, 1998	36	Sept. 4, 1998
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June 9, 1998	25	June 19, 1998		Dec. 15, 1998	52	Dec. 28, 1998*
June 16, 1998	26	June 26, 1998		Dec. 22, 1998	1.	Jan. 4, 1999*
June 23, 1998	27	July 6, 1998*		Dec. 29, 1998	2	Jan. 8, 1999

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

^{*} Monday

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ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Municipal Electric Tax Rates
- 2) Code Citation: 83 Ill. Adm. Code 418

Proposed Action:	New Section									
Section Numbers:										
Section	418.10	418.15	418.20	418.100	418.110	418.120	418.130	418.140	418.200	418.210
_										

- 4) Statutory Authority: Implementing Section 8-11-2 of the Illinois Municipal Code [65 ILCS 5/8-11-2], and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/10-101].
- A Complete Description of the Subjects and Issues Involved: Public Act 90-561 amended Section 8-11-2 of the Illinois Municipal Code (Code) [65 ILCS 5/8-11-2]. The amendment takes effect August 1, 1998 and, over the period from August 1, 1998 to the end of 2000, changes the municipal tax on electric utility gross receipts to a tax on end-users imposed on the basis of kilowatt-hours of electricity used or consumed within the municipality.

This change in the law effectively requires the Commission to establish rules governing requests for promulgation of alternative maximum municipal electric tax rates under Section 8-11-2 of the Code and to clarify the obligations of electric utilities with respect to the amendments to that Section of the Code. The Commission seeks to provide municipalities with a method of designing tax rates that will match the tax revenues that could have been derived from classes of customers, defined on the basis of the usage categories set forth in Section 8-11-2 of the Code, as amended, under the percentage of purchase price tax in place in 1997. Mindful of that impose an electricity tax, the Commission also wishes to allow for the consideration of alternative rates that are consistent with Section 8-11-2 of the Code and that address local conditions.

There are approximately 400 municipalities in Illinois that are eligible to have the Commission determine the alternative maximum tax rate. Section 16-111(b) of the Public Utilities Act requires a decrease in each component of residential base rates effective August 1, 1998, for virtually all residential customers of investor-owned electric utilities in the State. The decreases range from 15% to 2%, but over 300

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NOTICE OF PROPOSED RULES

municipalities are served by utilities whose residential base rates will decrease by 15%. Utility gross receipts, and thus the utility taxes collected under current ordinances, will decline.

A municipality seeking to change its tax in order to maintain revenues at current levels must consult with the utility serving customers within that municipality and receive the data necessary to determine if it wishes to use the proportional method or request Commission-promulgated rates. If the corporate authorities decide to seek Commission action, they must formally request it. Once the Commission receives the request, it has 90 days in which to act. The municipality must adopt an ordinance setting forth the actual tax rates and provide a certified copy to the utility, which must then prepare taxiff sheets, make a filing with the Commission, and program the necessary billing data to enable it to collect the new tax from customers residing in the municipality.

These rules will give the corporate authorities of the potentially hundreds of municipalities affected the necessary guidance in sufficient time to avoid revenue shortfalls.

- 6) Will these proposed rules replace emergency rules currently in effect?
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed rules contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? N
- 10) <u>Statement of Statewide Policy Objectives</u>: These rules neither create nor expand any State mandate on units of local government, school districts, or community college districts.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Comments should be filed with:

Donna M. Caton
Chief Clerk
Illinois Commerce Commission
527 Bast Capitol Avenue
P.O. Box 19280
Springfield, IL 62794-9280
(217) 782-7434

Comments should be filed with the Chief Clerk within 45 days after the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

- A) Types of small businesses, small municipalities and not for profit corporations affected: This rulemaking will affect those small municipalities in Illinois that impose a tax on electric service pursuant to Section 8-11-2 of the Illinois Municipal Code.
- B) Reporting, bookkeeping or other procedures required for compliance: Filing requirements
- C) Types of professional skills necessary for compliance: Legal, accounting, and managerial skills
- 13) Regulatory Agenda on which this rulemaking was summarized: These rules were not included on either of the two most recent agendas because: The Commission did not anticipate the need for these rules.

The full text of the Proposed Rules is identical to the text of the Emergency Rules at page of this issue of the Illinois Register:

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DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Minimum Standards for Certification of Developmental Training Programs
- 2) Code Citation: 59 Ill. Adm. Code 119

3) Section Numbers: Proposed Action: 119.200 Amended 119.232 New Section

4) Statutory Authority: Implementing and authorized by Section 15.2 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/15.2].

change in federal requirements now permits the claiming of federal change in federal requirements now permits the claiming of federal financial participation (FFP) for vocational and pre-vocational training expenditures for participating individuals enrolled in federal home and community-based waivers who were not delistitutionalized, if the training is part of an organized active treatment plan. In view of this change, the Department is proposing amendments to Part 119 to make it more flexible. The proposed amendments whould lift the 50% cap on the portion of day programming time consisting of work activities that has served to ensure that developmental training would not be construed as vocational training. The proposed rulemaking also sets criteria which require that the work activities will be part of an active treatment plan and directly relates I the individual's developmental goals and objectives.

Note: This rulemaking was recodified from the Departmentof Mental Health and Developmental Disabilities to the Department of Human Services at 21 11. Reg. 9321, effective July 1, 1997.

- 6) Will this rulemaking replace any emergency rulemaking currently in effect:
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this rulemaking contain incorporations by reference? No
- 9) Are there any other proposed rulemakings pending on this Part? Yes

Proposed Action Amended

Section Numbers

119.260

 Statement of Statewide Policy Objectives: This rulemaking does not have an impact under the State Mandates Act [30 ILCS 805].

Illinois Register Citation 21 Ill. Reg. 6680 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Any interested person may submit comments, data, views

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED AMENDMENT

or argument regarding this proposed rulemaking before the expiration of the first 45-day notice period. Submissions must be in writing and directed

Bureau of Administrative Rules and Procedures Department of Human Services 100 South Grand Avenue East 3rd Floor, Harris Building Susan Weir, Bureau Chief Telephone 217/785-9772 Springfield IL 62762 Legal Administration Fax 217/557-1547

12) Initial Regulatory Flexibility Analysis:

- Private agencies that operate developmental Types of small businesses, small municipalities and not for profit training programs certified by the Department. corporations affected: A)
- is required to place in the individul services relate to individuals Reporting, bookkeeping or other procedures required for compliance: plan assessments or documentation which participating in work activities. The service provider B)
- Types of professional skills necessary for compliance: No special skills needed. c)
- Department did not anticipate that it would be proposing this rulemaking at not included on either of the 2 most recent agendas because: The Regulatory Agenda on which this rulemaking was summarized: This rule the time either agenda was prepared. 13)

The full text of the Proposed Amendment begins on the next page:

DEPARTMENT OF HUMAN SERVICES

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NOTICE OF PROPOSED AMENDMENT

CHAPTER I: DEPARTMENT OF HUMAN SERVICES TITLE 59: MENTAL HEALTH

MINIMUM STANDARDS FOR CERTIFICATION OF DEVELOPMENTAL TRAINING PROGRAMS PART 119

SUBPART A: GENERAL PROVISIONS

Incorporation by reference Applicability Definitions 119.110 119.100

Section

SUBPART B: PROGRAM REQUIREMENTS

Section				
119.200	General	requirements		
300 011		of individual	odini dual o	

Exclusion, suspension or discharge of an individual Criteria for participation Program staff 119.205 119.210 119.215

Interdisciplinary team (team) 119.220

Individual services plan (plan) Assessment of individuals 119.225 119.230

Work activities 119,232

Individual rights and confidentiality Special training procedures Committees 119.245 119,235 119.240

Medications and medical care Administrative requirements Environmental management 119.250 119.260 119.255

Application for waiver of the prohibition against employment Accreditation 119.261

SUBPART C: CERTIFICATION REQUIREMENTS

Issuing a certificate and period of certification Application acceptance and verification Non-transferability of a certificate Application for certification Cessation of operations 119,300 119,305 119,310 119,315 119,320 Section

Certificate denial Hearings 119.325 119,330

AUTHORITY: Implementing Section 15.2 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/15.2] and the Health Care Worker

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED AMENDMENT

Background Check Act [225 ILCS 46] and authorized by Section 15.2 of the Mental Health and Developmental Disabilities Administrative Act [20 ILCS 1705/15.2].

SOURCE: Adopted at 14 Ill. Reg. 17227, effective October 9, 1990; emergency amendment at 16 Ill. Reg. 2662, effective February 1, 1992, for a maximum of 150 days; emergency expired June 30, 1992; amended at 21 Ill. Reg. 2195, effective February 1, 1997; amended at 21 Ill. Reg. 8297, effective June 25, 1997; recodified from the Department of Mental Health and Developmental Disabilities to the Department of Human Services at 21 Ill. Reg. 9321; amended at 22 Ill. Reg.

SUBPART B: PROGRAM REQUIREMENTS

Section 119.200 General requirements

- a) Programs shall be located to promote integration of individuals into their communities. In addition to the requirements in subsections (e)ff) and (f)fg) of this Section, examples of integration include locations near public transportation, shopping, restaurants, and
- b) Programs shall provide a minimum of five hours of programming per day, excluding transportation time to and from the program, and excluding mealtime unless training during meals is a documented part of the plan. Individuals may attend less than 5 hours if required and documented by a physician or the interdisciplinary team.
 - c) No individual shall be transported in a one-way trip that exceeds one
- hour, excluding field trips.

 d) Transportation required for individuals shall be the responsibility of
- e) Work-activities-shall-not--exceed--50-percent--of--each--individual-s program-day-as-determined-over-a-three-month-period-
- Ef) Programs shall not be located in buildings where individuals reside.

 Elg† Programs attended by individuals residing in licensed long-term care facilities shall promote the principles of program independence and community integration by meeting two of the following three criteria:
- No more than 25 percent of the direct-care staff hours allocated
 to the program shall be provided by personnel also employed by a
 licensed long-term care facility in a residential services
 capacity;
 - 2) At least 30 percent of the individuals in the program shall not reside in the same licensed long-term care facility; or
- 3) The location of the program shall not be within or adjacent to the boundaries of any licensed long-term care facility having
 - individuals in the program.

 9)h) The Department shall grant a waiver of the requirements in subsections (£)f(\$\pi\$) and (2) of this Section above for individuals of licensed long-term care facilities whose physicians have determined

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DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED AMENDMENT

that participation in a program away from the residence will present a risk to the individual's health. Physicians shall document and annually update this medical determination in the individual's records.

(Source: Amended at 22 Ill. Reg. , effective

Section 119.232 Work activities

When an individual participates in work activities, the individual services plan must contain assessments or documentation that:

and objectives; by The work activities are part of an organized training program to teach

The work activities are necessary to achieve the individual's goals

a)

- the individual new skills;
- c) The individual is not able to work at a competitive wage level;
 d) The individual's other goals, objectives and needs are being addressed, whether in the developmental training program, in the residential program, or in the home; and
- e) The work activities are not directly related to the preparation of the individual for a specific paid or unpaid job.

(Source: Added at 22 Ill. Reg. effective

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ILLINOIS ENVIROMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED RULES

- Heading of the Part: Procedures for Reporting Releases of Livestock Waste from Lagoons
- 2) Code Citation: 35 Ill. Adm. Code 580
- Proposed Action: Section Section Section Section Section Section Section Section Section New Section New New New New New New New New New Section Numbers: 580.102 580.104 580,105 580.106 580.200 580,100 580.101 580,103 580,107 580.300 3)
- 4) Statutory Authority: Implementing and authorized by Section 15 of the Livestock Management Facilities Act [510 ILCS 77/15] (see P.A. 90-565, effective June 1, 1998); and Section 4(h) of the Environmental Protection Act [415 ILCS 5/4(h)].
- A Complete Description of the Subjects and Issues Involved: These proposed rules specify the procedure to be used by the owner or operator of a livestock waste lagoon to report a release of livestock waste to the Illinois Environmental Protection Agency.
- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? N
- 8) <u>Does this proposed rule (amendment, repealer) contain incorporations by reference?</u> No
- 9) Are there any other proposed amendments pending on this Part?
- 10) Statement of Statewide Policy Objectives: These proposed rules do not create or enlarge a State mandate.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: The Illinois Environmental Protection Agency will accept public comment on this proposal for a period of 45 days from the date of this publication in the Illinois Register. Comments should reference Livestock Lagoon Release Reporting and be addressed to:

Mr. Tim Kluge Manager, Field Operation Section Bureau of Water Pollution Control

ILLINOIS ENVIROMENTAL PROTECTION AGENCY

ILLINOIS REGISTER

NOTICE OF PROPOSED RULES

Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield IL 62794-9276 217/782-3362

12) Initial Regulatory Flexibility Analysis:

- A) Types of small business, small municipalities and not for profit corporations affected: Those small businesses that own or operate a lagoon for livestock waste are obligated to report releases under the Livestock Management Facilities Act [510 ILCS 77].
- B) Reporting, bookkeeping or other procedures required for compliance: The proposed rules require immediate reporting of livestock waste releases to the EPA by phone and submission of a written report.
- C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: January 1998

The full text of the Proposed Rules begins on the next page:

NOTICE OF PROPOSED RULES

AGRICULTURE RELATED WATER POLLUTION CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY ENVIRONMENTAL PROTECTION TITLE 35: SUBTITLE E:

PROCEDURES FOR REPORTING RELEASES OF LIVESTOCK WASTE FROM LAGOONS PART 580

Method of Reporting a Release of Livestock Waste Reporting of Releases to Groundwater Distribution of Information Contents of Report Applicability Introduction Definitions Purpose Scope 580,100 580,106 580.200 580.300 Section 580,101 580,102 580,103 580.104 580,105 580,107

Livestock Management Facilities Act [510 ILCS 77/15] (see P.A. 90-565, effective June 1, 1998); and Section 4(h) of the Environmental Protection Act [415 ILCS 5/4(h)]. AUTHORITY: Implementing and authorized by Section 15 of the

Follow-up Written Report

effective SOURCE: Adopted at 22 Ill. Reg.

Section 580.100 Introduction

or Agency) rules for the procedure that owners or operators of livestock waste 77/15(d)] and Section 4(h) of the Environmental Protection Act [415 ILCS 5/4(h)], and the procedure that the Illinois EPA will follow to distribute or This Part 580 contains Illinois Environmental Protection Agency (Illinois EPA lagoons that release livestock waste must follow to satisfy their obligation the Livestock Management Facilities Act [510 ILCS provide access to that information. under Section 15(d) of

Section 580.101 Scope

for distribution of that information. These regulations are cumulative with Illinois Environmental Protection Act [415 ILCS 5], regulations of the Illinois This Part 580 contains the procedures for reporting releases and the procedures Pollution Control Board, the federal Water Pollution Control Act (33 U.S.C. 1251), as now or hereafter amended, and regulations pursuant thereto, including permits issued by the Agency and penalties under Title XII of the Environmental terms and conditions of National Pollutant Discharge Elimination System (NPDES) conditions, effluent limitations and other requirements established under Protection Act [415 ILCS 5/Title XII].

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ILLINOIS ENVIROMENTAL PROTECTION AGENCY

NOTICE OF PROPOSED RULES

Section 580.102 Applicability

that release livestock waste as those terms are defined in The regulations in this Part 580 apply to the owners or operators of livestock Section 580.104. waste lagoons

Section 580.103 Purpose

promote the prompt and effective notification of any release of livestock waste from a lagoon to minimize damage to the environment and to protect the health of our citizens. of this Part 580 is to purpose

Section 580.104 Definitions

Terms used in this Part have the meaning specified in the Livestock Management Facilities Act [510 ILCS 77] or the Environmental Protection Act [415 ILCS 5]. The following terms have the meanings specified:

'Agency" means the Illinois Environmental Protection Agency.

"Department" means the Illinois Department of Agriculture.

such as manufactured slurry storage structures or pits under buildings structures designed for biological stabilization and storage of livestock wastes. A lagoon does not include structures defined in rules under the Environmental Protection Act concerning or walled structure agriculture related pollution. [510 ILCS 77/10.25] "Lagoon" means any excavated, diked, combination of

other materials polluted by livestock. [510 ILCS precipitation polluted by falling on or flowing onto an animal feeding cooling, "Livestock waste" means livestock excreta and associated feed losses, bedding, wash waters, sprinkling waters from livestock operation, and

Or supervises a livestock management facility or livestock waste-handling controls, "Owner or Operator" means any person who owns, leases, facility. [510 ILCS 77/10.50]

political subdivision, State agency, or any other legal entity or company, corporation, association, joint stock company, trust, estate, "Person" means any individual, partnership, co-partnership, firm, their legal representative, agent, or assigns. [510 ILCS 77/10.55]

this Part, a release does not include application of livestock waste disposing of livestock waste into the environment. For purposes of "Release" means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or

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NOTICE OF PROPOSED RULES

Agency, regulations of the Illinois Pollution Control Board or in a waste management plan approved by the Department for the crop grown. A release is not application to a grassed area under 35 Ill. Adm. Code

506.303(r) or use of a runoff field application system under 35 Ill.

natural, and artificial, public and private, or parts thereof, which are wholly or partially within, flow through, or border upon this

"Waters" means all accumulations of water, surface and underground, Adm. Code 501.404(d). Air emissions are not releases under this Part.

to crop land at agronomic rates established by guidelines of the

NOTICE OF PROPOSED RULES

- actions taken to respond to and contain the release; and
- name of facility and mailing address. h) i)

Section 580.107 Reporting of Releases to Groundwater

Department of a proposed response action required under 35 Ill. Adm. Code 506.206(g)(2), the owner or operator will submit that report to the Agency at of a lagoon required to implement groundwater monitoring under 35 Ill. Adm. Code 506.204(d) submits a report to the operator an owner or the same time.

Section 580.200 Distribution of Information

- Reports under this Part are required by Section 15(d) of the Livestock Management Facilities Act [510 ILCS 77/15(d)] and Section 4(h) of the privileged under Section 52.2(h)(1) of the Environmental Protection Environmental Protection Act [415 ILCS 5/4(h)], and are therefore not
 - All reports under Sections 580.105 and 580.300 will be forwarded to Act [415 ILCS 5/52.2(h)(1)]. Department. the Q
 - forwarded to the Illinois Department of Natural Resources and to the All reports under this Part indicating, or with respect to which subsequent investigations reveal, releases to surface waters will be health department of the county in which the release occurred. G
- forwarded to the health department of the county in which the release All reports under this Part indicating, or with respect to which subsequent investigations reveal, releases to groundwater will be q)
- through the Freedom of Information Act [5 ILCS 140] and Agency All reports under this Part are accessible from the Illinois EPA regulations at 2 Ill. Adm. Code 1826. (e

Section 580.300 Follow-up Written Report

release of livestock waste from the lagoon shall provide a follow-up written report of the release within 5 days after the discovery of the release. The report shall confirm and update the information provided by telephone pursuant An owner or operator of a livestock waste lagoon who reports by telephone any to Section 580.106. Written reports shall be addressed to:

Illinois Environmental Protection Agency Springfield, Illinois 62794-9276 Compliance Assurance Section 1021 North Grand Avenue East Bureau of Water P.O. Box 19276

Section 580.105 Method of Reporting a Release of Livestock Waste

State. [415 ILCS 5/3.56]

- An owner or operator of a livestock waste lagoon shall report. any livestock waste from the lagoon within 24 hours after the discovery of the release. Reports of releases to surface waters, including to sinkholes, drain inlets, broken subsurface drains or other conduits to groundwater or surface waters, shall be made upon discovery of the release, except when such immediate notification will impede the owner's or operator's response to correct the cause of the release or to contain the livestock waste, in which case the report shall be made as soon as possible but no later than 24 hours after a)
- The report required under subsection (a) shall be given to the Environmental Protection Agency through the Illinois Emergency Management Agency by calling: (q

1-800-782-7860

(if calling from outside Illinois). 1-217-782-7860

Section 580.106 Contents of Report

The report required under Section 580.105(a) must include, as a minimum, each of the following to the extent that it is known at the time of the report:

- name and telephone number of the person reporting the release;
- an estimate of the quantity in gallons that was released, and an estimate of the flow rate if the release is ongoing; specific location of the release; c 6
 - area into which the release occurred (field, ditch, stream, or description) and apparent environmental impacts of the release; q
- time and duration of the release;
- the names and telephone numbers of persons who may be contacted for further information; e)
- public health risks resulting from the release and precautions taken by the owner or operator to mitigate those risks; 6

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NOTICE OF PROPOSED AMENDMENTS

Heading of the Part: Riverboat Gambling

1

2) Code Citation: 86 Ill. Adm. Code 3000

_	Section Numbers:	Proposed Action:
	3000.100	Amend
	3000.105	New
	3000.200	Amend
	3000.210	Amend
	3000,245	Amend
	3000.660	Amend
	3000 800	Ателе

- 4) Statutory Authority: Riverboat Gambling Act [230 ILCS 10]
- clarifies in rule certain Gaming Board meeting and voting provisions and Board practice and policy regarding the "two meeting rule" for The annual occupation license fees are required to from the date of application. A technical change requires linked A new Section Board action and meetings conducted telephonically. The position of Temporary A Complete Description of the Subjects and Issues Involved: The proposed rulemaking revises the definition of "Junketeer" and adds definitions of casino General Manager is added to the list of positions requiring a Level identification badges for occupational licensees are limited to one year "slot machines") contributing to a progressive jackpot to have the same probability of winning the jackpot. Finally, the proposed rules authorize the use of 1/4 format cameras, that meet other requirements, in addition to be paid upon the first renewal date and annually thereafter. "Person", and "Substantial Owner". OL "EGDs" authorized larger formats for surveillance. Electronic Gaming Devices (commonly L Occupation License. "Parent Company", 5)
- 6) Will this rulemaking replace any emergency amendments currently in effect?
- 7) Does this rulemaking contain an automatic repeal date?
- 8) Does this rulemaking contain incorporations by reference?
- 9) Are there any other proposed rulemakings pending on this Part? Yes

Section Number Proposed Action Illinois Register Citation

Amend

3000.1071

10) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.

22 Ill. Reg. 93; January 2, 1998

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11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Any person may submit comments in writing concerning this proposed rulemaking by no later than 45 days after publication of this notice in the Illinois Register to:

Mareile B. Cusack Chief Counsel Illinois Gaming Board 160 N. LaSalle, Suite 300S Chicago IL 60601 (312) 814-4700 Fax: (312) 814-4602

- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: None
- B) Reporting, bookkeeping, or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: Part of this rulemaking was summarized in the January 1998 regulatory agenda. The remainder of the rulemaking was not anticipated by the agency at the time of publication of the most recent regulatory agendas.

the full text of the proposed amendments begins on the next page:

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NOTICE OF PROPOSED AMENDMENTS

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NOTICE OF PROPOSED AMENDMENTS

HEARINGS ON NOTICE OF DENIAL, RESTRICTION OF LICENSE OR Certification and Registration of Electronic Gaming Devices Analysis of Questioned Electronic Gaming Devices (Repealed) SUBPART C: OWNER'S INTERNAL CONTROL SYSTEM Analysis of Questioned Electronic Gaming Devices General Requirements - Internal Control System Minimum Standards for Internal Control Systems PLACEMENT ON EXCLUSION LIST Seizure of Gaming Devices (Repealed) Approval of Internal Control System Transfer of Registration (Repealed) Registration of All Gaming Devices Review of Procedures (Repealed) Operating Procedures (Repealed) Disposal of Gaming Devices Modifications (Repealed) Waiver of Requirements Requests for Hearings Coverage of Subpart Appearances Discovery SUBPART D: 3000.400 3000.405 3000.270 3000.282 3000.300 3000.310 3000.320 3000.330 3000.340 3000.350 3000.410 3000.415 3000.260 3000.271 3000.280 3000.281 3000.283 3000.284 Section Section Participation in Games by Owners, Directors, Officers, Rey Persons CHAPTER IV: ILLINOIS GAMING BOARD SUBPART A: GENERAL PROVISIONS Owner's and Supplier's Duty to Investigate Organization of the Illinois Gaming Board Duty to Disclose Changes in Information Applicant/Licensee Disclosure of Agents TITLE 86: REVENUE RIVERBOAT GAMBLING No Opinion or Approval of the Board PART 3000 Communication with Other Agencies Duty to Report Misconduct Place to Submit Materials Investigatory Proceedings Rulemaking Procedures Disciplinary Actions or Gaming Employees Records Retention Public Inquiries Board Meetings Definitions Invalidity 3000.110 3000,115 3000,130 3000.155 3000.160 3000.100 3000.101 3000.102 3000.103 3000.104 3000.105 3000.120 3000.140 3000.141 3000.150 191.000 3000.165 Section

Fair Market Value of Contracts Weapons on Riverboat 3000.180 LICENSES SUBPART B:

Classification of Licenses Fees and Bonds Applications 3000.200 3000.210 3000.220 Section

Other Required Forms Owner's Licenses Distributions 3000.230 3000.221 3000.231

Acquisition of Ownership Interest By Institutional Investors Owner's License Renewal Transferability 3000.236 3000.234 3000.235

Bankruptcy or Change in Ownership of Supplier Amendment to Supplier's Product List Occupational Licenses 3000.243 3000.245 3000.242

Transferability of Licenses

Renewal of Supplier's License

Supplier's Licenses

3000.240 3000.241

SUBPART F:

CONDUCT OF GAMING

Disrupted Cruises; Violations and

Excursions During Cancelled or

Fines

Time of Excursion

3000.500

Section

Applicant for Licensure or Transfer Upon Filing Request

EXCURSIONS

SUBPART E:

Transmittal of Record and Recommendation to the Board

Prohibition on Ex Parte Communication

Sanctions and Penalties

for Hearing

Status of

3000.440

Motions for Summary Judgment

3000.420

3000.424 3000.425 3000.431

Subpoena of Witnesses

Proceedings

Evidence

3000.430 3000.435 3000.445

Wagering Only with Approved Chips, Tokens and Electronic Cards

3000.600

Section

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NOTICE OF PROPOSED AMENDMENTS

			o for Live Gaming Devices	/e-aways	
Disposition of Unauthorized Winnings	Authorized Games	Gaming Positions	Publication of Rules and Payout Ratio for Live Gaming Devices	Tournaments, Enhanced Payouts and Give-aways	
3000.602	3000.605	3000.606	3000.610	3000.614	

Primary, Secondary and Reserve Sets of Gaming Chips Payout Percentage for Electronic Gaming Devices Submission of Chips for Review and Approval Issuance and Use of Tokens for Gaming Chip Specifications Cashing-In 3000.615 3000.616 3000.620 3000,625 3000,630

Distribution of Coupons for Complimentary Chips and Tokens Exchange of Chips and Tokens 3000.636 3000.635 3000.640 3000.645

Receipt of Gaming Chips or Tokens from Manufacturer or Distributor Minimum Standards for Electronic Gaming Devices Integrity of Electronic Gaming Devices Destruction of Chips and Tokens Bill Validator Requirements Inventory of Chips 3000.670 3000.650 3000.655 3000.660 3000.665

EXCLUSION OF PERSONS SUBPART G:

Computer Monitoring Requirements of Electronic Gaming Devices

			n Exclusion					
			ום עו					
		Lists	Placement o					
		of Exclusion	Ejection and				lusion List	
	Duty to Exclude	Distribution and Availability of Exclusion Lists	Criteria for Exclusion or Ejection and Placement on an Exclusion	List	Duty of Licensees	Procedure for Entry of Names	Petition for Removal from Exclusion List	
Section	3000.700	3000.710	3000.720		3000.725	3000.730	3000.740	

SUBPART H: SURVEILLANCE AND SECURITY

The state of the s	00 Required Surveillance Equipment	O H	Segregated Telephone Communication		40 Storage and Retrieval		60 Maintenance and Testing
Section	3000.800	3000.81	3000.820	3000.830	3000.840	3000.850	3000,860

LIQUOR LICENSES SUBPART I:

	Control Commission	Licenses
	Liquor C	
Sec. LOII	3000.900	3000.910

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ILLINOIS GAMING BOARD

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Disciplinary Action	Hours of Sale	
1000.920	0000.930	

OWNERSHIP AND ACCOUNTING RECORDS AND PROCEDURES SUBPART J:

Section

	Cash Reserve Requirements	3000.1072
	Deposits of Admission Tax and Wagering Tax	3000.1071
	Tips or Gratuities	3000.1070
	Handling of Cash at Gaming Tables	3000.1060
	Granting Credit	
Gaming Patr	Procedures for Exchange of Checks Submitted by Gaming	3000.1050
	Accounting Controls Within the Cashier's Cage	3000.1040
Requirements	Annual and Special Audits and Other Reporting Requirements	3000,1030
	Standard Financial and Statistical Records	3000,1020
	Accounting Records	3000.1010
	Ownership Records	3000,1000

rons and

SUBPART K: SEIZURE AND DISCIPLINARY HEARINGS

Section

		Board
		the
		to
Coverage of Subpart Duty to Maintain Suitability Board Action Against License or Licensee Complaint Appearances	Appointment of Hearing Officer Discovery Motions for Summary Disposition Subpoena of Witnesses Proceedings	Evidence Prohibition of Ex Parte Communication Sanctions and Penalties Transmittal of Record and Recommendation to the Board
3000.1100 3000.1105 3000.1110 3000.1115	3000.1126 3000.1130 3000.1135 3000.1139	3000.1145 3000.1146 3000.1150 3000.1155

AUTHORITY: Implementing and authorized by the Riverboat Gambling Act (230 ILCS

SOURCE: Emergency rule adopted at 15 Ill. Reg. 11252, effective August 5, 1991, for a maximum of 150 days; adopted at 15 Ill. Reg. 18263, effective December 10, 1991; amended at 16 Ill. Reg. 13310, effective August 17, 1992; amended at 17 Ill. Reg. 11510, effective July 9, 1993; amended at 20 Ill. Reg. 5814, effective April 9, 1996; amended at 20 Ill. Reg. 6280, effective April 22, 1996; emergency amendment at 20 Ill. Reg. 8051, effective June 3, 1996, for a maximum of 150 days; amended at 20 III. Reg. 14765, effective October 31, 1996; amended at 21 III. Reg. 4642, effective April 1, 1997; emergency

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SUBPART A: GENERAL PROVISIONS

Section 3000.100 Definitions

For purposes of these Rules the following terms shall have the following meanings:

'Act": The Riverboat Gambling Act. [230 ILCS 10]

"Affiliate": An "Affiliate of", or person "Affiliated with", a specified person shall mean a person that directly, or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, such person.

"Alcoholic Liquors": Includes alcohol, spirits, wine and beer, and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer, and capable of being consumed as a beverage by a human bears.

"Attributed Interest": A direct or indirect interest in a Business Entity deemed to be held by a person not through the person's actual holdings but either through the holdings of the person's relatives or through a third party or parties on behalf of the person pursuant to a plan, arrangement or agreement.

"Bill Validator": Any electro-mechanical device attached either on or into an Electronic Gaming Device which accepts and analyzes the legitimacy of United States currency, validates the currency, stores the currency, and issues Electronic Credits equal to the value of currency inserted into the device.

'Board": The Illinois Gaming Board.

"Business Entity": A partnership, incorporated or unincorporated association or group, firm, corporation, limited liability company, partnership for shares, trust, sole proprietorship or other business enterprise.

"Chip": A non-metal or partly metal representative of value, redeemable for cash, and issued and sold by a holder of an Owner's License for use in Gaming other than in Electronic Gaming Devices on such holder's Riverboat or Riverboats.

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"Chip Float": The difference between the total face value of Chips received from vendors and the total face value of Chips accounted for through an inventory conducted by the Riverboat Gaming Operation.

"Dependent": Any individual who received over half of his support in a calendar year from any other individual.

"Electronic Card": A card purchased from a holder of an Owner's license for use on that holder's Riverboat Gaming Operation as a substitute for Tokens in the conduct of gaming on an Electronic Gaming Device.

"Blectronic Credit": A value owed to a patron on an Electronic Gaming Device.

"Electronic Gaming Device": Includes as approved Games under Section 3000.605 Single-Position Reel-Type, Single-Position Single-Game Video and Single-Position Multi-Game Video Electronic Gaming Devices.

"Electronic Gaming Device Drop": The total face value of Tokens or representations of Tokens (including without limitation foreign Tokens and slugs) collected from the drop bucket and United States currency collected from the Bill Validator drop box.

"Electronic Gaming Device Win": The Electronic Gaming Device Drop minus hand-paid jackpots minus hopper fills.

"EPROM": An acronym for Erasable, Programable, Read Only Memory, which is a microprocessor component that stores memory and affects payout percentage and/or contains a random number generator that selects the outcome of a Game on an Electronic Gaming Device.

"Excluded Person": Any person whose name appears on any Exclusion List, or any person whose name does not appear on an Exclusion List but who is excluded or ejected pursuant to Section 5(c)(12) of the Act or as a result of meeting one or more of the criteria in Section 3000.720 of these rules.

"Exclusion List": A list or lists which contain the identities of persons who are to be excluded or ejected from any licensed Gaming operation in any jurisdiction. The list may include any person whose reputation or conduct is such that his presence within a Riverboat Gaming Operation may, in the opinion of the Board or the Administrator, call into question the honesty or integrity of the Gaming operation or pose a threat to the interests of the State of Illinois.

"Game": A gambling activity which is played for money, property, or

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anything of value, including without limitation those played with cards, Chips, Tokens, dice, implements, or electronic, electrical, or mechanical devices or machines.

"Gaming": The dealing, operating, carrying on, conducting, maintaining or exposing for play of any Game.

"Gaming Equipment/Supplies": A machine, mechanism, device, or implement which is integral to the operation of a Game or affects the result of a Game by determining win or loss, including without limitation: electronic, electrical, or mechanical devices or machines; cards or dice; layouts for Live Gaming Devices; any representative of value used with any Game, including without limitation Chips, Tokens, or Electronic Cards; and hardware and software related to any item described herein.

"Gaming Operations Manager": A person or business entity other the the holder of an Owner's license who has the ultimate responsibili to manage, direct or administer the conducting of Gaming.

"Hand": Either one Game in a series, one deal in a card Game, or t); cards held by a player.

"Indirect Interest": An interest in a Business Entity that is deemel to be held by the holder of an Owner's license not through th holder's actual holdings in the business entity but through th holder's holdings in other business entities.

"Institutional Investor": A "qualified institutional buyer" a: defined by Securities and Exchange Commission Rule 144A (17 CF). 230.144A) under the Securities Act of 1933, as amended.

"Internal Control System": Proprietary internal procedures and administration and accounting controls designed by the holder of an Owner's license for the purpose of exercising control over the Riverboat Gaming Operation.

"Junketeer": A person or entity that <u>facilitates a patron's</u> participation in gaming at a Riverboat Gaming Operation and is compensated, not as an employee but as an independent contractor, by that Operation based upon how much the patron actually wagers or loses is-compensated—by-a-Riverboat-Gaming-Operation-depending-on-how-much or-patron—whose-participation-in-gaming-is-facilitated—by-that-person or-entity-actually-wagers—or--loses—while--participating-in-gaming-the-Riverboat-Gaming-Operation.

"Key Person":

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For a publicly-held Business Entity subject to the Act, "Key Person" shall mean an officer; director; trustee; partner; managing agent; holder of any direct, Indirect or beneficial subject to the Act; and any person identified by the Board as a person able to control or exercise significant influence over the management or operating policies of a licensee or other entity subject to the Act;

For other than a publicly-held Business Entity subject to the Act, "Key Person" shall mean an officer; director; trustee; partner; managing agent; holder of any direct, Indirect or beneficial ownership interest of a licensee or other entity subject to the Act; and any person identified by the Board as a person able to control or exercise significant influence over the management or operating policies of a licensee or other entity subject to the Act.

"Live Gaming Device": Any apparatus, other than an Electronic Gaming Device, upon which Gaming is conducted or which determines an outcome which is the object of a wager. This definition includes but is not limited to roulette wheels, keno machines, punchboard tickets and tables with layouts utilized in Games approved by the Board.

"Marketing Agent": A person or entity, other than a junketeer or an employee of a Riverboat Gaming Operation, who is compensated by the Riverboat Gaming Operation in excess of \$100 per patron per trip for identifying and recruiting patrons.

"Non-Value Chip": A Chip, clearly and permanently impressed, engraved or imprinted with the name of the Riverboat Gaming Operation, but bearing no value designation.

"Notice of Board Action": A Notice of Denial, Restriction, Suspension, Revocation, Nonrenewal, Fine, Exclusion or other action issued by the Board.

"Parent Company": A "parent company" of a specified person is an affiliate controlling such person directly, or indirectly through one or more intermediaries.

'Payout": Winnings earned on a wager.

"Person": "Person" includes both individuals and Business Entities.

"Petitioner": An applicant, licensee, or Excluded Person who requests a hearing upon issuance of a Notice of Board Action.

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"Progressive Controller": The hardware and software that controls all communications among the machines within a progressive Electronic Gaming Device link and its associated progressive meter. "Progressive Jackpot": An award for winning play in a Game, the value of which is determined by the contribution of a portion of each Wager placed into play or the combined amount of several wagers linked to a common jackpot award.

sons-in-law, daughters-in-law, brothers-in-law, and sisters-in-law, whether by the whole or half blood, by marriage, adoption or natural aunts, nephews, nieces, fathers-in-law, mothers-in-law, children, siblings, Relative": Spouse, parents, grandparents, relationship, and Dependents. "Riverboat Gaming Operation": The owner licensee, Gaming Operations related activities, including without limitation the purveying of Manager, or, as the context requires, the conducting of Gaming and all food, beverages, retail goods and services, and transportation, on Riverboat and at its Support Facilities. "Signature": The definitive identity of an individual specific EPROM chip, determined by electronic analysis and reflective of the EPROM chip's game behavior capability. 'Substantial Owner": A person who has an ownership interest of 25% or more in a Business Entity.

Gaming Equipment, Gaming Equipment maintenance or repair services, security services or lessor of a Riverboat or dock facilities or a "Supplier": Either a Gaming Operations Manager or a provider of provider of any goods or services where payment is calculated by percentage of a Riverboat Gaming Operation's revenues.

whole or in part by a holder of an Owner's or Supplier's license or offices, docking facilities, parking facilities, and land-based hotels 'Support Facility": A place of business which is part of, or operates in conjunction with, a Riverboat Gaming Operation and is owned in their Key Persons, including without limitation Riverboats, or restaurants. "Table Drop": The total amount of cash or cash equivalents contained in the drop box for Chips purchased at a Live Gaming Device.

Drop plus ending Chip inventory plus credits minus opening Chip inventory minus fills. 'Table Win": The dollar amount won by the holder of an Owner's license through play at a live Game which is the total of the Table

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of Tokens wagered "Theoretical Payout Percentage": The percentage

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which will be returned to players by an Electronic Gaming Device.

the issuing Riverboat Gaming Operation, and issued and sold by a "Token": A metal representative of value, redeemable for cash only at holder of an Owner's license for use in Gaming.

the purpose of dispensing an amount of Tokens equal to the amount of designed "Token Dispenser": Any mechanical or electrical device currency inserted into the device. "Token Float": The difference between the total face value of Tokens received from vendors and the total face value of Tokens accounted for through an inventory conducted by the Riverboat Gaming Operation.

imprinted with the name of the Riverboat Gaming Operation and the "Value Chip": A Chip, clearly and permanently impressed, engraved specific value of the Chip.

'Wager": A sum of money or thing of value risked.

effective Reg. 111. 22 at (Source: Amended

Section 3000.105 Board Meetings

- regulatory matters at public meetings of the Board noticed and held in accordance with the Open Meetings Act [5 ILCS 120]. The Board holds closed meetings pursuant to Section 2a of the Open Meetings Act on adjudicatory cases its decisions οĘ The Board makes all a)
- affirmative votes are required for any final decision of the Board. The presence of a quorum is required at a meeting in order for the Final decisions of the Board may be made only at meetings held when a Board to transact any business, perform any duty, or exercise any power that the Riverboat Gambling Act [230 ILCS 10] requires the Board quorum, constituted by three members of the Board, is present. to transact, perform or exercise en banc. (q
 - telephonically, the public session of such a meeting will be broadcast Meetings may be held with Board members physically present or present over a speakerphone that is open to the public at the Board's office member a Board In the event telephonically. d
- requires the Board to meet at least once during each quarter of the fiscal year and allows the Board to hold other meetings pursuant to the Board may call a special meeting of the Board upon giving 72 hours 5(b)(8) of the Riverboat Gambling Act [230 ILCS 10/5(b)(8)] The Chairman or any 2 members the Open Meetings Act [5 ILCS 120]. g g

consideration by the Board at a subsequent meeting. However, upon motion, the Board may give immediate consideration to the action effective Requests for Board action initiated by licensees shall be given 7109 initial consideration by the Board at one meeting and be given NOTICE OF PROPOSED AMENDMENTS ILLINOIS GAMING BOARD Reg. SUBPART B: LICENSES ILLINOIS REGISTER written notice to each Board member. 111. 22 r) (Source: Added request. (e

Section 3000.200 Classification of Licenses

in addition to, different from, or at a different level than the classifications set forth in this The Board may classify an activity to be licensed Subpart,

Owner's License. An owner of a Riverboat Gaming Operation is required (B)

Supplier's License. The following persons or entities are required to to hold an Owner's license. (q

Gaming Operations Manager (individual or entity). All employees hold a Supplier's License:

of a Gaming Operations Manager who have any duty, authority or function relating directly or indirectly to the Gaming Operation will be required to hold an Occupation License in accordance with subsection (c) of this Section. 2)

Supplier of Gaming Equipment/Supplies, including a manufacturer, All manufacturers Electronic Gaming Devices, Chips, and Tokens must be licensed a Supplier regardless of whether the manufacturer uses or wholesaler to distribute distributor, wholesaler, or retailer. distributor Equipment/Supplies. independent

Supplier of Gaming Equipment maintenance or repair services.

Supplier of security services.

Supplier of any goods or services where payment is calculated Lessors of Riverboat and/or dock facilities. 3)

by

a percentage of a Riverboat Gaming Operation's revenues. 7)

Occupation License. A person employed at a Riverboat Gaming Operation Any other purveyor of goods or services to a Riverboat Gaming is required to hold an Occupation License. An Occupation licensee may perform any activity included within the licensee's Operation, as deemed necessary by the Board. 0

Occupation License, Level 1, includes the following positions, or A) Audit Manager; their equivalent:

1)

Occupation License or any lower level of Occupation License.

Casino Manager;

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- Chief of Security;
- Chief Financial Officer and/or Controller; Chief of Surveillance; (C) (C) (C)
 - EDP Manager; Ē
- Electronic Gaming Device Manager; and (

I)H+ Table Games Manager. General Manager; and

- Occupation License, Level 2. A Gaming or security/surveillance employee not required to hold an Occupation License, Level under subsection (c)(l) of this Section. 5)
- Occupation License, Level 3. An employee not required to hold an Occupation License, Level 1 or Level 2 under subsections (c)(1) and (c)(2) of this Section. 3)

effective Red. 111. 22 L) (Source: Amended

Section 3000.210 Fees and Bonds

fees shall be submitted to the Board in the form of a check or money order made payable to the State of Illinois. A11

paid upon pe a) Application Fees. The following application fees must the submittal of the application to which they relate:

Owner's license: \$50,000.

Supplier's License: \$10,000.

Occupation License, Level 1: \$1,000.

Occupation License, Level 2: \$200.

Occupation License, Level 3: \$75.

increased to the extent that the cost of the investigation relating to Administrator, no further action shall be taken with respect to the Increased Application Fee. The application fee of an applicant may be the applicant exceeds the applicant's fee amount provided application until payment of the increased fee is received by subsection paragraph (a). Unless otherwise determined by Board. Q

and Suppliers upon licensing. The annual Occupational License fees thereafter upon license, the licensee shall pay the Board for the cost of the License Fees. The following annual license fees are due from Owners renewal. If there is cause for an investigation relating due upon the first renewal of the license and investigation. are ô

\$25,000 for the first year of operation, \$5,000 for each succeeding year of licensure. 1) Owner's license:

Supplier's License:

Occupation License, Level 1:

Level 2: Occupation License,

Occupation License, Level 3: Holder of an Owner's license Bond g

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- The form of the holder of an Owner's license surety bond required under Section 10 of the Act must be approved by the Administrator prior to its posting. 1
- the surety is limited to the extent of the liability of the The bond shall state that it is exercisable if the licensee fails to comply with the obligations provided under Section 10 of the Act. The bond may provide that the liability of licensee. A)
 - The bond shall state that in the event it is to be modified or cancelled the surety shall notify the Board in writing at least 30 days prior to the date of such modification or cancellation. B)
- remain in full force and effect during the period of the The bond shall state that it shall run continuously licensee's licensure. Ω
 - The bond shall be posted with the Board. 2)

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Source:	

Section 3000.245 Occupational Licenses

- following procedures prior to Applications for Occupational Licenses shall be subject to the Overview of Licensing Procedures. а Э
- 1) Application;
- Issuance of a temporary identification badge;
 - Investigation of the applicant;
- Action of the Board; and 3).
- the Different or additional licensing procedures as required of applicant by the Board. 2)
 - Temporary Identification Badge Requirements (q
- Each occupational applicant shall receive from his employer a deliver such badge to a Board agent at applicant's employer's dock site facility for processing identification badge. partially completed temporary shall completion. applicant 1)
- The Temporary identification badge shall: 2)
- Be a white 3-1/2" by 2" card bearing the name and logo of the Riverboat Gaming Operation; A)
 - Display applicant's first name and job title; Provide space for a 1" by 1-1/4" photograph; B)
- Provide a space for an eight (8) digit number; 00
- Provide a space for the Administrator's signature; (E)
- Provide spaces for the dates of issuance and expiration of such temporary badge; and
- Provide on the reverse side a line for the employee's last name, signature, social security number and date of birth. 3

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agent at the dock facility, the applicant shall be photographed Upon presentation of the partially completed badge to a Board and fingerprinted by the agent who shall complete and laminate NOTICE OF PROPOSED AMENDMENTS

3)

- Administrator or his designated agent has reason to believe the to A temporary identification badge will not be issued if the applicant is the subject of a pending investigation or Section 9(a)(1) or (49)(a)(2) of the Act. If the temporary permitted to work for the Riverboat Gaming Operation until and disciplinary action, or is ineligible for licensing pursuant identification badge is not issued, the applicant unless the Board issues a license to the applicant. 4)
 - Temporary identification badges are valid for up to one year from A temporary identification badge is not transferable and upon resignation or termination of employment, must be returned by the Occupational License applicant to the holder of an Owner's License or to the Board. If returned to the holder of an Owner's the date of the application unless extended by the Administrator. License, the holder must then return the badge to the Board. Withdrawal of Temporary Identification Badge. 2) (9
- withdraw an applicant's temporary identification badge upon applicant and the holder of the Owner's License, A) The Administrator, upon written notification to determining a recommendation of denial to the Board.
- is withdrawn, the applicant is not permitted to work for the Riverboat Gaming Operation until and unless the Board issues badge identification If an applicant's temporary a license to the applicant. B)
- withdrawn, the applicant's application for licensing will proceed to Board action unless it is withdrawn by If an applicant's temporary identification badge applicant prior to Board action on licensure. Ω
 - Investigation of the Applicant and Application. An applicant is information, documents, or other materials relating to the applicant and his for responsible for compliance with all requests application. (c)
- Action of the Board q)
- consider the character, associations and reputation of the applicant and the qualifications of the applicant to perform the In determining whether to grant such a license, the Board shall duties of the position to be licensed.
- If the Board finds the applicant suitable for licensing, it shall direct the Administrator to issue the applicant a license, upon payment--of--the--applicant-s--license--fee.---If-the-applicant-s license-fee-is-not-received-by-the-Board-within-10-business--days after--the--date--of--mailing--notification--of--the--applicant-s suitability--for--licensing--to--the-applicanty-the-Administrator shall-withdraw-the-applicant-s-temporary-identification-badge-and 2)

VERTE FORES ON STANDS

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report-to-the-Board-

- shall issue the applicant a Notice of Denial by certified mail or personal delivery. personal delivery. 3)
 - (e
- An applicant who is served with a Notice of Denial may request a hearing in accordance with Section 3000.405.
- If a hearing is not requested, the Notice of Denial becomes the order of the Board denying the applicant's license application. final
 - from the date on which the final order of denial was voted upon by the license, the applicant may not reapply for a license within one year Reapplication for Denied License. If an applicant is Board, without leave of the Board. E)
- Permanent Identification Badge Requirements 6
- identification badge. Applicant shall deliver such badge to a receive from his employer a partially completed permanent issuance of an Occupational License to applicant, applicant shall Board agent at applicant's dock site facility for completion and Upon notification of a finding of suitability by the Board processing.
 - The permanent identification badge shall: 2)
- use on all permanent identification badges utilized by its Be of a color selected by the Riverboat Gaming Operation occupational licensees;
 - Be a 3-1/2" by 2" card bearing the name and logo of the B)
 - Riverboat Gaming Operation;
- Provide space for a 1" by 1-1/4" photograph;
- Display the employee's first name and job title; Provide a space for an eight digit number;
- Provide a space for the Administrator's signature; 0 E E C C
- Provide a space for the dates of issuance and expiration applicant's Occupational License;
- employee's last name, signature, social security number Provide on the reverse side of the card a line for date of birth. (H
- identification badges are not transferable and upon occupational licensee to the holder of an Owner's License or to the Board. If returned to the holder of an Owner's License, the resignation or termination of employment must be returned by holder must then return the badge to the Board. Permanent 3)
- Identification badges as required by subsections (b) and (g) of this Display of Identification Badges h C

those persons employed on the dock site. Identification badges shall

replacement(s) of identification badges.

be clearly displayed.

j.

Section shall be worn by all employees during work hours,

- The Electronic Gaming Device number; A fee of \$10.00 shall be paid to the Board for any necessary
- The amount of the jackpot payout in numeric form if the ticket is machine generated, or in written and numeric form if the ticket

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SUBPART F: CONDUCT OF GAMING

Section 3000.660 Minimum Standards for Electronic Gaming Devices

- Electronic Gaming Devices shall pay out a mathematically demonstrable percentage of all amounts wagered, which must not be less than 80%, nor more than 100% unless otherwise approved by the Administrator. Electronic Gaming Devices that may be affected by player skill must meet this standard when using a method of play that will provide greatest return to the player over a period of continuous play. a)
- Be controlled by a microprocessor or the equivalent; Electronic Gaming Devices shall:

Q)

- Be compatible to on-line data monitoring;
- Have a separate locked internal enclosure within the device for the circuit board containing the EPROM;
- power Be able to continue a Game with no data loss after a
- Have previous and current Game data recall; 2)
- Have a random selection process that must not produce detectable patterns of Game elements or detectable dependency upon any Game outcome, the amount wagered, or upon the style or method of play;
 - Clearly display applicable rules of play and the payout schedule; 7
- selection of the Game outcome, the Electronic Gaming Device must the result Display an accurate representation of each Game outcome. not make a variable secondary decision which affects
 - Have a complete set of nonvolatile meters including Tokens-in, shown to the player; 6
- play each possible permutation or combination of Game Make available for random selection at the initiation Tokens-out, Tokens dropped and jackpots paid; 10)
- J O Not automatically alter pay-tables or any function which produce winning or losing Game outcomes; and 11)
- When an Electronic Gaming Device is unable to drop sufficient Tokens Electronic Gaming Device based on internal computation hold percentage.
- jackpot payout tickets must be prepared containing the be made by the for payment of jackpots requiring the payment to following information: G
 - The location of the Electronic Gaming Device;
- The time of day;

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- is prepared manually;
- The signature of the holder of an Owner's license or Riverboat Gaming Operation employee making the payment; and (9
 - Gaming Operation A signature of at least one other Riverboat employee attesting to the accuracy of the form. 7)
- Electronic Gaming Devices linked to any Progressive Jackpot system shall meet the following specifications: q)
- 1) The value of a Progressive Jackpot shall be clearly displayed above the interlinked Electronic Gaming Devices, and metered jackpot. All Electronic Gaming Devices linked and contributing incrementally by a Progressive Controller. Any Electronic Gaming manufacturer-supplied glass indicating either that a Progressive Jackpot is to be paid or indicating the current amount of the to a common Progressive Jackpot shall have the same probability of hitting the combination that will award the Progressive contain---EPROMs---with--identical--Theoretical--Payout Device that offers a Progressive Jackpot, or that is linked to display prominently must Jackpot, Progressive Percentage;
 - Electronic Gaming Device at the same location in the event of a device malfunction or replacement, with approval of the A Progressive Jackpot may be transferred to another progressive Administrator; 2)
 - A holder of an Owner's license may impose a limit on the Progressive Jackpot of Electronic Gaming Devices which are linked to any Progressive Controller; 3)
 - No Progressive Jackpot indicator shall be cancelled or turned back to a lesser amount unless one of the following circumstances 4)
- A) The amount shown on the progressive meter is paid to a player as a jackpot;
- It becomes necessary to adjust the progressive meter to Operation pursuant to subsection (d)(3) of this Section; and It becomes necessary to change the jackpot indicator because of an Electronic Gaming Device malfunction, in which case appropriate Electronic Gaming Device monitoring on-line data from displaying an amount by the Riverboat Gaming such malfunction and adjustment must be recorded prevent the jackpot indicator greater than the limit imposed B) Ω
- A holder of an Owner's license who is liable for payment of a deposit, a performance bond, or a security instrument nationally security instrument must be secured in a method approved by the recognized in the Gaming industry. The Administrator must approve all deposits, bonds, or other instruments, and Progressive Jackpot must secure the amount of same by a Administrator. 2)

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effective Reg. 111. 22 at (Source: Amended

SUBPART H: SURVEILLANCE AND SECURITY

Section 3000.800 Required Surveillance Equipment

The holder of an Owner's License shall install in the Riverboat a closed provide access to the system or its signal by the Board. The closed circuit herein and television must meet or exceed the following specifications: circuit television system in accord with the specifications

- a) Solid state, black and white cameras, 2/3, $1/2_L$ or 1/3 or 1/4 format, effectively and clandestinely monitor in detail, from various vantage with minimum 400 plus line resolution installed in fixed positions with matrix control and/or with pan, tilt and zoom capabilities, view secreted from public and non-surveillance personnel points, the following:
 - 1) The Gaming conducted at the Electronic Gaming Devices;
- The master display board and the number or ball selection device for Keno;
 - The count processes conducted in the count rooms;
- boxes, and drop buckets within the Riverboat and any area of The movement of cash, Chips, drop boxes, tip boxes, Token storage transit of uncounted Tokens, Chips, cash and cash equivalents;
- The entrance and exits to the Riverboat and the count rooms; 5)

Any area where Tokens or Chips can be purchased or redeemed;

- For all live Games regardless of patron or employee position:
 - Hands of all Gaming patrons and dealers; A)
 - B)
- Overall layout of the table area capable of capturing clear individual images of Gaming patrons and dealers, inclusive of, without limitation, facial views and the playing surface so that the outcome of each Game may be clearly observed;
 - 8) Such other areas as the Administrator designates;
- Individual solid state, color, television cameras, 2/3, $1/2_L$ of 1/3 or 1/4 format, with minimum 320 plus line resolution with matrix and/or and zoom capabilities, secreted from public and non-surveillance personnel view augmented with appropriate color corrected lighting to effectively and clandestinely monitor in detail, from various vantage points, the following: (q
- 1) Roulette tables, in a manner to clearly observe the Wagers,
- The operations conducted at the fills and credit area of the patrons, and the outcome of each Game;
- magnification to allow the operator to clearly distinguish the value closed circuit cameras equipped with lenses of of the Chips, Tokens and playing cards; cashier's cage(s); G
- Video monitors that meet or exceed the resolution requirement for q)

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video cameras with solid state circuitry, and time and date insertion capabilities for taping what is being viewed by any camera in the system. Each video monitor screen must measure diagonally at least 12 inches and all controls must be front mounted;

- e) Video printers capable meaning and possessing the capability to generate instantaneously, upon command, a clear, color and white. Conv. of the image denisted on the videotane recording:
 - and white, copy of the image depicted on the videotape recording;

 f) Date and time generators based on a synchronized, central or master clock, recorded on tape and visible on any monitor when recorded;
- g) Wiring to prevent tampering. The system must be supplemented with a back up gas/diesel generator power source which is automatically engaged in case of a power outage and capable of returning to full power within seven to ten seconds;
 - h) An additional uninterrupted power supply system so that time and date generators remain active and accurate, and switching gear memory and video surveillance of all riverboat entrances/exits and cage areas is
- Video switchers capable of both manual and automatic sequential switching for the appropriate cameras;
- j) Videotape recorders capable of producing high quality first generation pictures with a horizontal resolution of a minimum of 240 plus lin-s non-consumer, industrial grade, and recording on a standard 1/2 inct. V.H.S. tape with high-speed scanning and flickerless playback capability in real-time (23 to 30 frames per second). Such videotape recorders must possess time and date insertion capabilities for taping what is being viewed by any camera in the system;
 - k) Audio capability in the soft count room; and

 1) Adequate lighting in all areas where camera coverage is required. The
 lighting shall be of sufficient intensity to produce clear videotape
 and still picture production, and correct color correction where color
 camera recording is required. The video must demonstrate a clear
 picture, in existing light under normal operating conditions.

(Source: Amended at 22 Ill. Reg. , effective

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- NOTICE OF PROPOSED AMENDMENTS
- 1) Heading of the Part: Income Tax
- 2) Code Citation: 86 Ill. Adm. Code 100
- 3) Section Numbers: <u>Proposed Action:</u>
 100.3370 Amendment
 100.3380
- 4) Statutory Authority: 35 ILCS 5/1401(a)
- IITA, most multistate businesses apportion their income between Illinois deemed to be located in Illinois in order to conform those provisions to A Complete Description of the Subjects and Issues Involved: Under the and the other states in which they do business by use of the so-called the percentage of income the percentage of the taxpayer's total payroll that is located in Illinois; (2) the percentage of the taxpayer's total property located in Illinois; and (3) the rulemaking amends the regulatory provisions explaining which gross receipts are includable in the sales factor and which gross receipts are amendments to the IITA and to provide guidance in areas not currently percentage of the taxpayer's total sales located in Illinois. computing this average, the "sales" factor is double-weighted. (1) Under that formula, apportioned to Illinois is the average of: addressed in the regulations. "three-factor formula". 2
- (i) Will this proposed rule replace an emergency rule currently in effect? No
- Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers Proposed Action Illinois Register Citation 100.9710 New Section 1/2/98, 22 Ill. Reg. 174

- 10) <u>Statement of Statewide Policy Objectives</u>: This rulemaking does not create a State mandate, nor does the rulemaking affect any existing State mandate.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

Paul Caselton Associate Chief Counsel - Income Tax

NOTICE OF PROPOSED AMENDMENTS

Illinois Department of Revenue Springfield IL 62708 Legal Services Office 101 West Jefferson (217) 782-7055

Initial Regulatory Flexibility Analysis: 12)

- Types of small businesses affected: Any multistate business involving receive guidance necessary to apportioning its business income between tangible personal property will Illinois and the other states in which it does business. transactions other than sales of A)
- Reporting, bookkeeping or other procedures required for compliance: B)
- C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: January 1998

The full text of the Proposed Amendment(s) begins on the next page:

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INCOME TAX PART 100

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Net Income (IITA Section 202) Introduction 100.2000 Section

SUBPART B: CREDITS

	A	
	(IITA	
	1994	
	1,	
	January	
	to	
	Prior	
	Credit	
	Investment	
	Тах	
	Replacement Tax Investment Credit Prior to January	201(e))
Section.	100.2100	

Jobs Tax Credit; Enterprise Zone and Foreign Trade Zone or Sub-Zone Investment Credit; Enterprise Zone (IITA 201(f)) Replacement Tax Investment Credit (IITA 201(e)) 100.2110 100.2120 100.2101

Credit Against Income Tax for Replacement Tax (IITA 201(i)) Investment Credit; High Impact Business (IITA 201(h)) (IITA 201(g)) .00.2130 100.2140

Tax Credits for Coal Research and Coal Utilization Equipment (IITA Research and Development Credit (IITA 201(k)) Training Expense Credit (IITA 201(j)) 100.2160 .00.2150 .00.2170

Dependent Care Assistance Program Tax Credit (IITA 210) Credit for Residential Real Property Taxes (IITA 208) 100.2180 100.2195

SUBPART C: NET OPERATING LOSSES OF UNITARY BUSINESS GROUPS OCCURRING PRIOR TO DECEMBER 31, 1986

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	Unitary Business Groups: Treatment by Members of the Unitary
	Business Group (IITA Section 202) - Scope
100.2210	Net Operating Losses Occurring Prior to December 31, 1986, of
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	Business Group: (IITA Section 202) - Definitions
100.2220	Net Operating Losses Occurring Prior to December 31, 1986, of
	Unitary Business Groups: Treatment by Members of the Unitary
	Business Group: (IITA Section 202) - Current Net Operating Losses;
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100.2230	Net Operating Losses Occurring Prior to December 31, 1986, of
	Unitary Business Groups: Treatment by Members of the Unitary
	Business Group: (IITA Section 202) - Carrybacks and Carryforwards
100.2240	100.2240 Net Operating Losses Occurring Prior to December 31, 1986, of

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31, 1986, of the Unitary of the Unitary Combined Net (IITA Section 202) - Deadline for Filing Claims Combined eQ on Net Operating Losses Carried Back From to December Treatment by Members of (IITA Section 202) - Effect of by Members Operating Loss in Computing Illinois Base Income Net Operating Losses Occurring Prior Business Groups: Treatment Unitary Business Groups: Apportionment Year Business Group: Business Group: Based 100.2250

SUBPART D: ILLINOIS NET LOSS DEDUCTIONS OCCURRING ON OR AFTER **DECEMBER 31, 1986**

æ On or After Separate Unitary Versus Combined Unitary O.F Illinois Net Loss Deductions of Corporations That are Members Determination of the Amount of Illinois Net Loss Carryovers Illinois Net Loss Deductions for Losses Occurring Illinois Net Loss Carrybacks and Net Loss Carryovers Computation of the Illinois Net Loss Deduction Unitary Business Group: December 31, 1986 100.2300 100.2340 100.2310 100.2320 100.2330 Section

ADDITIONS TO AND SUBTRACTIONS FROM TAXABLE INCOME OF INDIVIDUALS, CORPORATIONS, TRUSTS AND ESTATES AND PARTNERSHIPS .. 되 SUBPART

Illinois Net Loss Deductions of Corporations that are Members Unitary Business Group: Changes in Membership

Returns

100.2350

of Amounts Exempt from Taxation by Virtue of Illinois Law, the Illinois or U.S. Constitutions, or by Reason of U.S. Treaties or Statutes (IITA Sections 203(a)(2)(N), 203(b)(2)(J), Sections 203(a)(2)(J), Enterprise Zone Dividend Subtraction (IITA 203(b)(2)(K), 203(c)(2)(M) and 203(d)(2)(K)) 203(c)(2)(K) and 203(d)(2)(G)) Subtraction 100.2470 100.2480 Section

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SUBPART K: NON-BUSINESS INCOME OF PERSONS OTHER THAN RESIDENTS

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οĘ

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	Returns:	Returns:	Returns:	Returns:	Returns:	Returns:	Returns:	Returns:	
	Composite	Composite	Composite	Composite	Composite Returns:	Composite	Composite	Composite	
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SUBPART P: COMBINED RETURNS

									Relating to Combined	
									to	
						rest			Relating	
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	File	r Mak	gent	imate	redit	r Com	nded	of Co	and	
	Election to	Procedure for	Designated A	Combined Est	Claims for C	Liability for	Combined Amended Returns	Computation	Definitions	Returns
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100,7030	Payments to Residents (IITA Section 701)
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100.7070	Voluntary Withholding (IITA Section 701)
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	Incom	ion Au
	General	Collecti
Section	100.9000	100.9010

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	and	
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903)	ns on Assessments (IITA	
t (IITA Section 903)	ctions on	
Assessment (IITA	Waiver of Restrictions	
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Section Unitary	/ (IITA cted (I]
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the softing Procedures

- Business Income Of Persons Other Than Residents Example of Unitary Business Apportionment
- Example of Unitary Business Apportionment for Groups Which Include Members Using Three-Factor and Single-Factor Formulas
- Implementing the Illinois Income Tax Act [35 ILCS 5] and authorized 1401 of the Illinois Income Tax Act [35 ILCS 5/1401].

ar ary 7, 1981; amended at 5 Ill. Reg. 4617, effective April 14, 1981; amended aminded at 5 Ill. Reg. 5883, effective May 20, 1981; amended at 5 Ill. Reg. 6843, effective June 16, 1981; amended at 5 Ill. Reg. 13244, effective November 13, 1981; amended at 5 Ill. Reg. 13724, effective November 30, 1981; amended at 1982; codified at 8 Ill. Reg. 19574; amended at 9 Ill. Reg. 16986, effective October 21, 1985; amended at 9 Ill. Reg. 685, effective December 31, 1985; 14: 84, effective November 29, 1978; amended at 5 Ill. Reg. 813, effective offictive May 7, 1981; amended at 5 111. Reg. 5705, effective May 20, 1981; 6 Ill. Reg. 579, effective December 29, 1981; amended at 6 Ill. Reg. 9701, effective July 26, 1982; amended at 7 Ill. Reg. 399, effective December 28, E: Filed July 14, 1971, effective July 24, 1971; amended at 2 Ill. Reg. 5 Ill. Reg. 4642, effective April 14, 1981; amended at 5 Ill. Reg. 5537,

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amended at 10 Ill. Reg. 7913, effective April 28, 1986; amended at 10 Ill. Reg. 19512, effective November 3, 1986; amended at 10 Ill. Reg. 21941, effective December 15, 1986; amended at 11 111. Reg. 831, effective December 24, 1986; 29, 1988; amended at 13 111. Reg. 8917, effective May 30, 1989; amended at 1. Req. 12410, effective July 8, 1987; amended at 11 Ill. Req. 17782, effective amended at 12 Ill. Reg. 6748, effective March 25, 1988; amended at 12 Ill. Reg. Reg, 7768, effective May 4, 1994; amended at 19 III. Reg. 1849, effective February 6, 1995; amended at 19 III. Reg. 5824, effective Macch 11766, effective July 1, 1988; amended at 12 Ill. Reg. 14307, effective August 1990; amended at 14 Ill. Reg. 10082, effective June 7, 1990; amended at 14 Ill 16012, effective September 17, 1990; cmergency amendment at 17 111. Req amended at 20 Ill. Reg. 10706, effective July 29, 1996; amended at 20 Ill. III. Reg. 10952, effective June 26, 1989; amended at 14 III. Reg. effective March 8, 1990; amended at 14 III. Reg. 6810, effective April October 16, 1987; amended at 12 111. Reg. 4865, effective February 25, 473, effective December 22, 1992, for a maximum of 150 days; amended at August 9, 1993; recodified at 17 Ill. Reg. 14189; amended at 17 i amended at 11 111. Reg. 2450, effective January 20, 1987; amended at maximum of 150 days; amended at 20 Ill. Reg. 6981, effective May amended at 18 Ill. Reg. 2494, effective January 28, 1994; amended at November 9, 1993; amended at 18 Ill. Reg. 1510, effective Januar; Reg. 8869, effective June 2, 1993; amended at 17 Ill. Reg. 13776, O:tober 29, 1996; amended at 21 Ill. Reg. 958, effective January 19632, effective November 1, 1993; amended at 17 Ill. Reg. 19966, 13365, effective September 27, 1996; amended at 20 Ill. Reg. 1461/ energency amendment at 21 Ill. Reg. 2969, effective February 24, emergency amendment at 20 Ill. Reg. 1616, effective January 9, maximum of 150 days; amended at 22 Ill. Reg. 2234, effective Januar , effective amended at 22 Ill. Reg. Reg.

SUBPART L: BUSINESS INCOME OF PERSONS OTHER THAN RESIDE!

Section 100.3370 Sales Factor (IITA Section 304)

In general. a)

person, the term "sales" means all gross receipts derived such trade or business. The following are rules for deta 301, 302 and 303. Thus, for the purposes of the sales i 1) IITA Section 1501(a)(22) defines the term "sales" : gross receipts of the person not allocated under FITA person from transactions and activity in the regular the apportionment formula for each trade or "sales" in various situations:

products (or other property of a kind which would properly A) In the case of a person engaged in manufacturing and selling includes all gross receipts from the sales of such goods or be included in the inventory of the person if on hand at the or purchasing and reselling goods or products,

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business. Gross receipts for this purpose means gross sales income, service charges, carrying charges, or time-price differential charges attendant to such sales. Federal and state excise taxes (including sales taxes) shall be included as part of such receipts if such taxes are passed on to the buyer or included as part of the selling price of the close of the tax period) held by the person primarily for sale to customers in the ordinary course of its trade or less returns and allowances, and includes all interest product.

In the case of cost plus fixed fee contracts, such as the operation of a government-owned plant for a fee, "sales" includes the entire reimbursed cost, plus the fee. B)

the operation of an advertising agency, or the "sales" includes the gross receipts In the case of a person engaged in providing services, such from the performance of such services including fees, performance of equipment service contracts, or research commissions, and similar items. development contracts, Ω

In the case of a person engaged in renting real or tangible property, "sales" includes the gross receipts from the rental, lease, or licensing of the use of the property. (a

In the case of a person engaged in the sale, assignment, or licensing of intangible personal property such as patents receipts gross and copyrights, "sales" includes the therefrom. (H

If a person derives receipts from the sale of equipment used in its business, such receipts constitute "sales". For gross receipts from the sales of the trucks are included in example, a truck express company owns a fleet of trucks sells its trucks under a regular replacement program. the sales factor. Ē

The following gross receipts are not included in the sales 7 For taxable years ending on or after December 31, 1995, Revenue Code; and Subpart F income are excluded from the dividends; amounts included under Section 78 of the Internal sales factor under IITA Section 304(a)(3)(D). A)

December 31, 1995, dividends received from a domestic computation of federal taxable income or federal adjusted gross income, and that are not added back in the computation of base income. For example, in years ending prior to the taxpayer is allowed a deduction under Section 243 of the Gross receipts that are excluded from or deducted in the corporation are excluded from the sales factor to the extent Internal Revenue Code with respect to such dividends. B

Gross receipts that are subtracted from federal taxable income or federal adjusted gross income in the computation 0

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taxable income in the case of a unitary business group under of base income or that are eliminated in the computation of of gross receipts excluded from the sales factor under this 100.5270(a)(l) NOTICE OF PROPOSED AMENDMENTS 86 Ill. Adm. Code 100.3320(d) or provision include:

Interest on federal obligations subtracted under IITA 203(a)(2)(N), (b)(2)(J), (c)(2)(K) Section 4

(d)(2)(G).

sales factor if eliminated in combination or to the extent subtracted under IITA Section 203(a)(2)(J), (a)(2)(K), (b)(2)(K), (b)(2)(L), (b)(2)(0), (c)(2)(M), For taxable years ending prior to December 31, 1995, federal adjusted gross income are excluded from federal taxable (c)(2)(0), (d)(2)(K) or (d)(2)(M). in included dividends ii)

receipts that are excluded from or deducted in the federal adjusted gross income, but are added back in the computation of base income, are included in the sales factor unless subtracted or eliminated in combination. For example: computation of federal taxable income or Gross a

Interest on state obligations excluded from income (d)(2)(A) is included in the sales factor except in the case of interest on certain Illinois obligations under Section 103 of the Internal Revenue Code and added back in the computation of base income under that is exempt from Illinois Income Tax. See 86 Ill. (c)(2)(A) IITA Section 203(a)(2)(A), (b)(2)(A), Adm. Code 100.2470(f).

Reg. Section 1.1502-13, will be included in the sales factor of the recipient unless subtracted under a combination of the two corporations as members of a Gross receipts from intercompany transactions between two corporate members of a federal consolidated group, taxable income on which is deferred under Treas. provision of IITA Section 203 or eliminated unitary business group. ii)

to E)24 In some cases certain gross receipts should be disregarded sales factor in order that the this State state the income of the person's trade or apportionment formula will operate fairly to apportion business. See 86 Ill. Adm. Code 100.3380(b)(c). determining the

person shall disclose in the return for the current year the In filing returns with this State state, if the person departs modifies the basis for excluding or including gross receipts in the sales factor used in returns for prior years, the nature and extent of the modification. If the returns or reports filed by the person with all states to which the person reports under Article IV of the Multistate Tax Compact or the Uniform from or 3)

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of Income for Tax Purposes Act are not uniform in the disclose in its return to this State state the nature and extent inclusion or exclusion of gross receipts, the person shall

of the variance.

Denominator. The denominator of the sales factor shall include the total gross receipts derived by the person from transactions and trade or business, except receipts excluded under 86 Ill. Adm. Code 100.3380(b) (c). its of activity in the regular course (q

The numerator of the sales factor shall include the gross Numerator,

receipts attributable to this State state and derived by the person transactions and activity in the regular course of its trade or time-price differential charges incidental to such gross receipts shall be included regardless of the place where the accounting records are maintained or the location of the contract or other evidence business. All interest income, service charges, carrying charges, indebtedness. Erom G

1) Sales of tangible personal property in this State state.

A) Gross receipts from the sales of tangible personal property Ill. Adm. Code 100.3370(c)(2)) are in this State state: (except sales to the United States Government);

within this State state regardless of the f.o.b. point if the property is delivered or shipped to a purchaser

or other conditions of sale; or

State state and the taxpayer is not taxable in the with the taxpayer for the printing of newspapers, periodicals or books shall not be deemed to be an warehouse, factory or other place of storage in this leased by a person who has independently contracted if the property is shipped from an office, store, office, store, warehouse, factory or other place state of the purchaser. However, premises owned storage. 11)

Property shall be deemed to be delivered or shipped to a located in this State state, even though the property is purchaser within this State state if the recipient ordered from outside this State state. B)

Example: A corporation, with inventory in State A, sold store in this State state. The branch store in this State \$100,000 of its products to a purchaser having branch stores purchase was placed by the purchaser's central purchase order was shipped directly to purchaser's branch state" with in several states including this State state. The order for purchasing department located in State B. \$25,000 within this State respect to \$25,000 of the corporation's sales. is the "purchaser state

Property is delivered or shipped to a purchaser within this State state if the shipment terminates in this State state, even though the property is subsequently transferred by the ΰ

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purchaser to another state.

A corporation makes a sale to a purchaser who maintains a central warehouse in this State state at which reships the goods to its branch stores in other states for sale. All of the corporation's products shipped to the purchaser's warehouse in this State state is property "delivered or shipped to a purchaser within this State all merchandise purchases are received. The

The term "purchaser within this State state" shall include the ultimate recipient of the property if the person in this State state, at the designation of the purchaser, delivers to or has the property shipped to the ultimate recipient (n

within this State state.

ship the merchandise to the purchaser's customer in this Example: A corporation in this State state sold merchandise to a purchaser in State A. The corporation directed the manufacturer or supplier of the merchandise in State B to State state pursuant to purchaser's instructions. The

When property being shipped by a seller from the state of origin to a consignee in another state is diverted while by the corporation is "in this State state". (E

route enroute to a purchaser in this State state, the sales are in this State state.

Example: Corporation X, a produce grower in State A, begins shipment of perishable produce to the purchaser's place of business in State B. While en route enroute the produce is diverted to the purchaser's place of business in this State sale by the corporation is attributed to this State state. state in which state Corporation X is subject to tax.

the sale is attributed to this State state if the property is shipped from an office, store, warehouse, factory, or other place of storage in this State state (subject to the If the person is not taxable in the state of the purchaser, (H

exception noted in (c)(l)(A)(ii) above).

Example: A corporation has its head office and factory in orders by the State B salesman are sent to the branch office in this State state for approval and are filled by shipment corporation is immune under Public Law 86-272 from tax in State B, all sales of merchandise to purchasers in State B are attributed to this State state, the state from which the It maintains a branch office and inventory in this State state. The corporation's only activity in State B is the solicitation of orders by a resident salesman. All Since inventory in this State state. from the State A.

Government in this State state. Gross receipts from the sales of Sales of tangible personal property to the United States merchandise was shipped. 2)

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tangible personal property to the United States Government are in this State state if the property is shipped from an office, store, warehouse, factory, or other place of storage in this State state. For the purposes of this regulation, only sales for which the United States Government makes direct payment to the seller pursuant to the terms of the contract constitute sales to the United States Government. Thus, as a general rule, sales by a subcontractor to the prime contractor, the party to the contract with the United States Government, do not constitute sales to the United States Government, do not constitute sales to the United States Government,

A) Example A: A corporation contracts with General Services Administration to deliver X number of trucks which were paid for by the United States Government. The sale is a sale to the United States Government.

B) Example B: A corporation as a subcontractor to a prime contractor with the National Aeronautics and Space Administration contracts to build a component of a rocket for \$1,000,000. The sale by the subcontractor to the prime contractor is not a sale to the United States Government.

Sales other than sales of tangible personal property in this state state. The sales factor includes gross receipts from transactions other than sales of tangible personal property (including transactions with the United States Government); gross receipts are attributed to this State state if the income producing activity which gave rise to the receipts is performed wholly within this State state. Also, gross receipts are attributed to this State state if with respect to a particular item of income, the income producing activity is performed in this State state, based on costs of performance.

producing activity defined. The term "income and means the transactions and activity directly engaged in by the person in the regular course of its trade or business for the ultimate purpose of obtaining gains or profit. Such activity does not include transactions and activities performed on behalf of a person, such as those conducted on its behalf by an independent contractor. The mere holding of intangible personal property is not, of itself, an income producing activity. Accordingly, the income producing activity includes but is not limited to the following:

The rendering of personal services by employees or the utilization of tangible and intangible property by the person in performing a service.

 The sale, rental, leasing, licensing or other use of real property.

iii) The rental, leasing, licensing or other use of tangible personal property.

iv) The sale, licensing or other use of intangible

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personal property.

B) Costs of performance defined. The term "costs of performance" means direct costs determined in a manner consistent with generally accepted accounting principles and in accordance with accepted conditions or practices in the trade or business of the person.

C) Application. Receipts (other than from sales of tangible personal property) in respect to a particular income producing activity are in this State state if:

) the income producing activity is performed wholly within this <u>State</u> state; or

ii) the income producing activity is performed both in and outside this State state and a greater proportion of the income producing activity is performed in this State state than without this State state, based on costs of performance.

D) Special Rules. The following are special rules for determining when receipts from the income producing activities described below are in this <u>State</u> state.

i) Gross receipts from the sale, lease, rental or licensing of real property are in this <u>State state</u> if the real property is located in this <u>State state</u>.

Gross receipts from the rental, lease, or licensing of tangible personal property are in this State state if the depreciation or amortization expense is incurred in the state in which the tangible personal property is located. The rental, lease, licensing or other use of tangible personal property in this State state is a property is within and without this State state during the rental, lease or licensing period, gross receipts attributable to this State state shall be measured by total time or use of the property everywhere during principal cost of performance in a rental, leasing or separate income producing activity from the rental, lease, licensing or other use of the same property while located in another state; consequently, if the ratio which the time the property was physically present or was used in this State state bears to is the depreciation amortization of the tangible personal property, the property is located in this State state. licensing transaction such period.

Example: Corporation X is the owner of 10 railroad cars. During the year, the total of the days each railroad car was present in this <u>State</u> state was 50 days. The receipts attributable to the use of each of the railroad cars in this <u>State</u> state are a separate item of income. Total receipts attributable to this

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State state shall be determined as follows:

state, based on costs of performance. Where services constitute a separate income producing activity, the attributable to this State state shall be measured by services in this State state bears to the total time spent in performing such services everywhere. Time services are attributable to this State state to the extent such services are performed partly within and partly without this State state, the gross receipts the performance of such services shall be attributable to this State state only if a greater portion of the services were performed in this State are performed partly within and partly without this State state and the services performed in each state of services the ratio which the time spent in performing such obligation, as for example, time expended in spent in performing services includes the amount of receipts. Personal service not directly connected time expended in the performance of a contract o: other obligation which gives rise to such gross othe negotiating the contract, is excluded from the OL for the performance of with the performance of the contract gross receipts for the performance (10 x 50)/3650 x Total Receipts Gross receipts computations.

performances at various locations in State X and in this State state during the tax period. All gros: receipts from performances given in this State state Example: Corporation X, a road show, gave theatrica

required 600 man hours to obtain the basic data and opinion survey corporation conducted a poll by its employees in State X and in this State state for the sum of \$9,000. The project prepare the survey report. Two hundred of the 600 man hours were expended in this State state. The receipts attributable to this State state are \$3,000, are attributed to this State state. public calculated as follows: Example: A

patent, copyright or trademark and the negotiation and licensing agreements are the intangible assets. The amortization of the capital costs of acquiring, developing, protecting, or licensing of Royalties from patents, copyrights and trademarks. principal income-producing activities involved development and protection income from these royalty administration of acquisition, generating

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performance of that royalty income-producing activity during a taxable year, in the same manner as the depreciation of tangible personal property is a cost of performance in generating rental income from Unlike tangible personal property, the use by a licensee of patents, copyrights and trademarks in a particular state does not shift the situs of the costs of performance to that state. Instead, the amortization of these costs is a cost of performance incurred in the state in which the patents, copyrights and trademarks is a cost capitalized costs were originally incurred. such property.

effective Reg. 111. 22 at (Source: Amended

Section 100.3380 Special Rules (IITA Section 304)

Property factor. The following special rules are established in respect to the property factor of the apportionment formula: (a)

If the subrents taken into account in determining the net annual another method which will properly reflect the value of rented by the person for such property as the fair market value of that rental rate under 86 Ill. Adm. Code 100.3350(c) produce a property may be required by the Director or requested by the In no case however shall such value be less than an amount which bears the same ratio to the annual rental rate paid portion of the property used by the person bears to the total negative or clearly inaccurate value for any item of Eair market value of the rented property. person.

Example: A corporation rents a 10-story building at an annual rental rate of \$1,000,000. The corporation occupies two stories and sublets eight stories for \$1,000,000 a year. The net annual rental rate of the taxpayer must not be less than two-tenths of the corporation annual rental rate for

the entire year, or \$200,000.

If property owned by others is used by the person at no charge or rate for such property shall be determined on the basis of a rented by the person for a nominal rate, the net annual rental reasonable market rental rate for such property. 2)

Sales factor. The following special rules are established in respect to the sales factor of the apportionment formula: (q

sale will be attributed to this State (and included in the 1) In the case of sales where neither the origin nor the destination of the sale is within this State, and the person is taxable in neither the state of origin nor the state of destination, the numerator of the sales factor) if the person's activities in this State in connection with the sales are not protected by the

200/600 x \$9,000

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provisions of P.L. 86-272, 15 U.S.C. 381-385. Although P.L. 86-272, by its terms covers only sales of tangible personal property, its rules regarding a state's power to impose a net income tax, for purposes of this special rule, will be applied whether the sale is of tangible or intangible property.

Example: A corporation's salesman operates out of an office in Illinois. He regularly calls on customers both within and without Illinois. Orders are approved by him and transmitted to the corporation's headquarters in State A. If the property sold by the salesman is shipped from a state in which the corporation

is not taxable, the sale is attributable to Illinois.

Where substantial amounts of gross receipts arise from an incidental or occasional sale of assets a-fixed-asset used in the regular course of the person's trade or business, such gross receipts shall be excluded from the sales factor. For example, gross receipts from the sale of a factory or plant will be excluded.

is not taxable to a purchaser in a state in which the corporation

2)

or occasional transactions or activities may be excluded from the sales factor unless such exclusion would materially affect the amount of income apportioned to this State. For example, the person ordinarily may include or exclude from the sales factor gross receipts from such transactions as the sale of office furniture, business automobiles, etc.

from intangible personal property can be readily identified, such income is included in the denominator of the sales factor and, if the income producing activity occurs in this State, in the numerator of the sales factor as well. For example, usually the income producing activity can be readily identified in respect to interest income received on deferred payments on sales of tangible property (86 Ill. Adm. Code 100.3370(a)(1)(A)) and income from the sale, licensing or other use of intangible personal property (86 Ill. Adm. Code 100.3370(c)(3)(A)).

Where business income from intangible property cannot readily be attributed to any income producing activity of the person, such income cannot be assigned to the numerator of the sales factor for any state and shall be excluded from the denominator of the sales factor. The following provisions illustrate this concept:

A) Subpart F (26 U.S.C.A. 951-941) income is passive income generated by the mere holding of an intengible. For taxable years ending on or after December 31, 1995, Subpart F income

304(a)(3)(D). For prior taxable years, there There is a

rebuttable presumption that Subpart F income

is excluded from the sales factor under IITA Section

sales factor. If a taxpayer wishes to include Subpart F

includable in either the numerator or the denominator of the

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income in either the numerator or the denominator of the sales factor, the burden of proof is on the taxpayer to identify the income producing activities and to situs those activities within a particular state, or

stock <u>during taxable years</u> ending <u>before December 31, 1995</u>, royalties received on patents or copyrights, or interest received on bonds, debentures or government securities results from the mere holding of intangible personal property by the person, such dividends, royalties and interest shall be excluded from the denominator of the sales factor.

In the case of sales of business intangibles (including, by means of example, without limitation, patents, copyrights, bonds, stocks and other securities), gross receipts shall be disregarded and only the net gain (loss) therefrom shall be included in the sales factor.

Example: In 1990, Corporation A, a calendar year taxpayer, sells stock with an adjusted basis of \$98,000,000.00 for \$100,000,000.000.00 for

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\$2,000,000-00. Only the net capital gain of \$2,000,000-00 is reflected in A's sales factor for the taxable year ending December 31, 1990.

the activities of a unitary business group including the corporate partner's share of the partnership's income and factors shall be combined with the business income and factors of the partner or with corporate partner and the activities of a partnership will constitute Rule for inclusion of shares of partnership unitary business income partner) and the activities of a partnership, disregarding ownership the combined business income and factors of the unitary business group with, dependent upon, and contribute to each other. However, this subsection (c) the rule-stated-herein will not apply to shares of income from partnerships whose business activity outside the United corporate partner, or where the partnership is not in the same general for refund and for issuing notices of deficiency are open, except and factors in combined unitary business income and factors of corporate partners. When the activities of a corporate partner (or requirements, constitute a unitary business relationship, then the a unitary business relationship when such activities are integrated States is 80% or more of such partnership's total business activity, where the partnership has a different apportionment method than the line of business or a step in a vertically structured enterprise with those tax years ending on or after the effective date (April 24, 1984) of Section 100.9700(e)(2) and ending prior to its repeal where the the corporate partner. This subsection (c) rule is applicable to all including the partner, as the case may be. The activities of taxable years for which the statute of limitations for filing taxpayer relied upon that subsection rule. G

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(Source: Amended at 22 Ill. Reg. _____, effective

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TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: The Administration and Operation of the Teachers' Retirement System
- 2) Code Citation: 80 Ill. Adm. Code 1650
- 3) Section Numbers: Proposed Action: 1650.380
- 4) Statutory Authority: Implementing and authorized by Article 16 of the Illinois Pension Code [40 ILCS 5/Art. 16]; Freedom of Information Act [5 ILCS 140]; Internal Revenue Code [26 U.S.C. 1 et seq.]; Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15].
- A Complete Description of the Subjects and Issues Involved: This action repeals Section 1650.380. The current rule conflicts with the statutory authority given to the Board of Trustees of the Teachers' Retirement System to define the actuarial assumptions upon which the actuarial equivalence is based. These actuarial assumptions are reviewed and adopted annually and public notice is given concerning this process through the issuance of the Board's agenda. The actuarial assumptions are published as part of the System's Comprehensive Annual Financial Report.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Not Applicable
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed amendment may be submitted in writing for a period of 45 days following publication of this Notice to:

Carl Mowery, General Counsel
Teachers' Retirement System
2815 West Washington, P.O. Box 19253
Springfield IL 62794-9253
(217) 753-0961

- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: None

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

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- for compliance: required Reporting, bookkeeping or other procedures B)
- Types of professional skills necessary for compliance: None (C)
- Regulatory Agenda on which this rulemaking was summarized: January 1998 13)

to the Emergency Amendments appearing in this issue of the Illinois Register on page identical of the Proposed Amendments is full text

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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NOTICE OF ADOPTED AMENDMENTS

- Services Delivered by the Department Heading of the Part: 7
- Code Citation: 89 Ill. Adm. Code 302 2)
- Adopted Action: Repeal Amend Amend Amend Amend Section Numbers: 302.Appendix B 302,310 302.400 302.405 302.20 3)
- 20 ILCS 505 Statutory Authority: 4)
- Effective Date of Amendments: April 13, 1998 2
- Does this rulemaking contain an automatic repeal date? (9
- 8

Do these amendments contain incorporations by reference? No

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- Date filed in Agency's Principle Office: April 13, 1998
- 15051 Ill. Reg. 21 Notice of proposal published in Illinois Register: (December 1, 1997) 6
- No Has JCAR issued a Statement of Objections to these rule(s)? 10)
- Difference between proposal and final version: In addition to the editing Section The criteria for special needs was amended to delete the criteria of "six years of age or older" and the criteria of being "three years of age or older and a racial minority" was amended to delete "and a racial minority". Thus, children who are three years of age or older meet the Joint Committee on to Administrative Rules, the following changes were made the criteria for special needs regardless of race. corrections made by typographical 302.310(b)(2): 11)
- Have all the changes agreed upon by the agency and JCAR been made indicated in the agreement letter issued by JCAR? Yes 12)

Will these amendments replace an emergency rule currently in effect?

13)

- No Are there any proposed amendments to this Part pending? 14)
- home. These amendments make the amount of the monthly subsidy equal to the amount the child was receiving in foster care. The amount of the and Purpose of These Adopted Amendments: These proposed amendments implement Public Act 90-362, effective January 1, 1998, which removed the provision that adoption assistance subsidies must be at least \$25.00 less than the monthly costs of care for the child in the foster 15)

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subsidy for the subsidized guardianship program has also been changed to agree with the adoption assistance revisions. At the same time, Section 302.400, Successor Guardianship, is being repealed. In addition, amendments were added to allow adoptive parents or subsidized income used to determine the amount of the subsidy, to extend subsidies to age 19, if the child is still in high school, and to allow children to be of the same parent(s) as other children adopted with adoption assistance and will be guardians to deduct the cost of post-secondary education expenses from any children eligible for adoption assistance, if they are adopted by the same adoptive parents.

The definition of "child welfare services" in Section 302.20, Definitions, was amended to agree with the definition contained in the Children and Family Services Act which was amended by Public Act 90-28, effective January 1, 1998.

473(a)(2) of the Social Security Act (42 U.S.C. 673(a)(2)), adoption assistance payments are now transferrable to a new adoptive family when the prior adoption of the child has been dissolved and the parental rights parents have died. Also, to comply with a federal Office of Civil Rights interpretation, the criteria for a special needs child was amended to the adoptive parents have been terminated or the child's adoptive delete "six years of age or older" and to delete the criteria that a child recent Federal legislation amending Section children who are three years of age are older meet the criteria of special three years of age or older must be a member of a racial minority. comply with needs regardless of race. Finally, to

Information and questions regarding these adopted amendments shall be directed to: 16)

Department of Children and Family Services Office of Rules and Procedures 406 East Monroe, Station #65 Springfield, IL 62701-1498 TTY: (217) 524-3715 Jerry B. Crabtree (217) 524-1983

The full text of the adopted amendments begin on the next page:

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED AMENDMENTS

DEPARTMENT OF CHILDREN AND FAMILY SERVICES SUBCHAPTER a: SERVICE DELIVERY TITLE 89: SOCIAL SERVICES CHAPTER III:

PART 302

SERVICES DELIVERED BY THE DEPARTMENT

SUBPART A: GENERAL PROVISIONS

Definitions	Introduction	Department Service Goals	Functions in Support of Services
302.20	302.30	302.40	302.50

Purpose

302,10

Section

SUBPART B: REPORTS OF SUSPECTED CHILD ABUSE OR NEGLECT (RECODIFIED)

302.311 Nonrecurring Adoption Expenses (Repealed) 302.315 Adoption Registry 302.320 Counseling or Casework Services 302.330 Day Care Services 302.350 Family Planning Services 302.350 Health Care Services 302.360 Homemaker Services 302.370 Homemaker Services 302.370 Information and Referral Services

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED AMENDMENTS

Successor Guardianship (Repealed) Subsidized Guardianship Program 302.400

SUBPART D: INTENSIVE FAMILY PRESERVATION SERVICES

302,500 Section

Purpose

Types of Intensive Family Preservation Services Implementation of the Family Preservation Act 302.510 302.520

Phase In Plan for Statewide Family Preservation Services 302,530

Time Frames 302.540 Acknowledgement of Mandated Reporter Status (Recodified) APPENDIX A APPENDIX B

20 ILCS 505]; Section 3-6-2(g) of the Unified Code of Corrections [730 ILCS 5/3-6-2(g)]; the Illinois Alcoholism and Dangerous Drug Dependency Act [20 ILCS 305]; the Adoption Assistance and Child Welfare Act of 1980 (42 U.S.C.A. 670 et seq.); 45 CFR 1356.40 and 1356.41; the Juvenile Court Act of 1987 [705 ILCS Implementing and authorized by the Children and Family Services Act Calculating the Amount of Adoption Assistance 105]; and the Adoption Act [750 ILCS 50].

1981; amended at 6 Ill. Reg. 15529, effective January 1, 1983; recodified at 8 III. Reg. 992; peremptory amendment at 8 II1. Reg. 5373, effective April 12, 1984; amended at 8 II1. Reg. 12143, effective July 9, 1984; amended at 9 II1. Reg. 2467, effective March 1, 1985; amended at 9 Ill. Reg. 9104, effective June 10 Ill. Reg. 5557, effective April 15, 1986; amended at 11 Ill. Reg. 1390, effective January 13, 1987; amended at 11 Ill. Reg. 1551, effective January 14, 1987; amended at 11 1111. Reg. 1829, effective January 15, 1987; recodified to 89 Ill. Adm. Code 300 at 11 Ill. Reg. 3492, Sections 302.20, 302.100, 302.110, Appendix A; amended at 13 Ill. Reg. 18847, effective November 15, 1989; amended at 14 Ill. Reg. 3438, effective March 1, 1990; amended at 14 Ill. Reg. 16430, effective September 25, 1990; amended at 14 Ill. Reg. 19010, effective November 15, 1990; amended at 16 Ill. Reg. 274, effective December 31, 1992; emergency 150 days; emergency expired on July 9, 1993; amended at 17 Ill. Reg. 13438, effective July 31, 1993; amended at 19 Ill. Reg. 9107, effective June 30, 1995; amended at 19 Ill. Reg. 9485, effective July 1, 1995; emergency amendment at 19 III. Reg. 10746, effective July 1, 1995, for a maximum of 150 days; emergency expired November 27, 1995; emergency amendment at 19 Ill. Reg. 16735, effective November 28, 1995, for a maximum of 150 days; amended at $20\ \mbox{Ill}$. Reg. 4606, effective March 15, 1996; amended at 20 Ill Reg 6670, effective May 1, 1996; emergency amendment at 21 Ill. Reg. 1033, effective January 1, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 3265, effective March 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 6204, effective May 14, 1985; amended at 9 Ill. Reg. 15820, effective November 1, 1985; amended at 302.190, amendment at 17 111. Reg. 2513, effective February 10, 1993, for a maximum of SOURCE: Adopted and codified at 5 111. Reg. 13188, effective November 30, 302.120, 302.130, 302.140, 302.150, 302.160, 302.170, 302.180,

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15, 1997; amended at 21 III. Reg. 10912, effective July 29, 1997; amended at 22 APR 1 3 1998 , effective

SUBPART A: GENERAL PROVISIONS

Section 302.20 Definitions

Adoption assistance" or "adoption subsidy" means financial assistance from the Department which is provided to the adoptive parents after the finalization of an adoption.

an adoptive placement the child must be "Adoption placement" means a living arrangement with a family which is directed toward establishing that ${ t family}$ as the ${ t child's}$ new ${ t legal}$ placed in a licensed foster family home or a license-exempt relative To be considered home and either: parents.

be legally free (parental rights have been terminated or both parents have surrendered their parental rights); or be placed in a legal risk adoptive placement that has passed legal screening as described in 89 Ill. Adm. Code 309, Adoption Children and Services for Children for Whom the Department of Family Services is Legally Responsible.

court, or who has signed a statement acknowledging paternity, or who is legally presumed to be the father because he married the child's mother after the child's birth and his name appears on the child's When paternity has been established in the above manner, the relatives 'Biological father" means a man who was not married to the mother when the child was born and who has acknowledged his paternity in open official record of birth, or whose paternity is adjudicated in court. of the biological father as well as those of the mother may be considered for the placement of the related children. "Child welfare services" means publicly funded social services which are directed toward the accomplishment of the following purposes:

protecting and promoting the health, safety and welfare of all children, including homeless, dependent, or neglected children; preventing or remedying, or assisting in the solution of problems the neglect, abuse, exploitation, or delinquency of children; which may result in,

preventing the unnecessary separation of children from their assisting families in resolving their problems, and preventing breakup of the family families by identifying family problems,

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possible when the child can be cared for at home without endangering the where the prevention of child removal is desirable and child's health and safety;

the provision of services to the child and the families when the child can be cared for at home without endangering the child's restoring to their families children who have been removed, health and safety;

in suitable adoptive homes, in cases where restoration to the biological family is not <u>safe,</u> possible or placing children appropriate; of children away from their be placed for adoption. At the time of placement, the Department consider concurrent planning, so that permanency may occur homes, in cases where the child cannot be returned home or cannot at the earliest opportunity. Consideration should be given so that if reunification fails or is delayed, the placement made is the best available placement to provide permanency for the child; assuring safe and adequate care

contributes to the physical, emotional and social well-being of children for whom the Department is legally responsible who are providing supportive services and living maintenance pregnant and unmarried; and placing and maintaining children in facilities that provide separate living quarters for children under the age of 18 and for The Department is not children 18 years of age and older, unless a child 18 years of age is in the last year of high school education or vocational in an approved individual or group treatment program, or in a licensed shelter facility. required to place or maintain children: training,

who are in a foster home; or

who are developmentally disabled, as defined in the Mental Health and Developmental Disabilities Code; or

who are female children who are pregnant, pregnant and parenting or parenting; or

who are siblings,

in facilities that provide separate living quarters for children 18 years of age and older and for children under 18 years of age. [20 ILCS 505/5]

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homemaker, emergency caretaker, family planning, adoption, placement, child protection, and counseling, advocacy, These services include but are not limited to: protective and family maintenance day care, information and referral.

'Children for whom the Department is legally responsible" means children for whom the Department has temporary protective custody, custody or guardianship via court order, or children whose parent(s) has signed an adoptive surrender or voluntary placement agreement with the Department.

"Department" means the Department of Children and Family Services.

by blood, "Family" means one or more adults and children, related marriage, or adoption and residing in the same household. care" means one of the following types of substitute care care: reqular foster care, intensive foster care, treatment foster in be appropriate for the child, if placed care, or specialized foster care. that would "Level of

responsible for the child's welfare sees that the child is adequately fed, clothed appropriately for the weather conditions, provided with adequate shelter, protected from physical, mental and emotional harm, concern,-or-responsibility-as-to-the-welfare-of-a-newborn-child-for-30 parenting--standardsy--unless--the-parent-has-arranged-for-the-child-s to-alcoholy-or-who-is-a-drug-addicty-as-defined-in--Section--l-103--of the--Illinois--Alcoholism--and--Other--Drug--Dependency--Act---{20-IDCS deemed-to-have-faited-to-have--met--the--minimum--parenting--standards uniess--the-parent-has-arranged-for-the-child-s-safety--and-weli-being parenting standards" means that a parent or other person and provided with necessary medical care and education as required by law. A-parent-who-has-abandoned-a-childy-deserted-a-child--for--three months;---or--failed--to--demonstrate--a-reasonable-degree-of-interest; days-after-birth-is-deemed-to-have-faired--to--have--met--the--minimum care-in-the-home-of-a-retative-who-is-willing-and-capable-of--assuming responsibility--for--the-child:--In-addition;-a-parent-who-is-addicted 385/i-i83j--and--who--has--consistentiy--failed--to--cooperate--in--a rehabilitation--program--for--a--period--of--at-least-tweive-months-is despite-the-parent-s-addiction-

terminated and adoptive parents. Biological fathers are considered "Parents" means the child's legal parents whose rights have not been legal parents when paternity has been established as required by the definition in this Section.

of intervention and service, which is determined to be consistent with the health, safety, desired outcome "Permanency goal" means the

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A permanent legals status is usually a component of the permanency goal. well-being, and best interests of the child.

permanent-legal-status-is-usualiy-a-component-of-the-permanency--goal-The--means--for-attaining-a-permanency-goal-as-well-as-the-goal-itself can-change-as-the-child-s-developmental-and-emotional-needs-change--or "Permanency--goal"--means--the-continuous-living-arrangement-which-the Department--deems--destrable--for--and--avatlable--to--the--child--A as-the-child-s-and-the-family-s-circumstances-change"Permanent legal status" means a legally binding relationship between a child and a family as established by birth or a court of law. "Private guardianship" means an individual person appointed by the court to assume the responsibilities of the guardianship of the person as defined in Section 1-3 of the Juvenile Court Act of 1987 [705 ILCS 405/1-3] or Article XI of the Probate Act of 1975 [755 ILCS 5/Art. "Relative," for purposes of placement of children for whom the Department is legally responsible, means any person, 21 years of or over, other than the parent, who:

- is currently related to the child in any of the following ways by sibling, great-grandparent, aunt, nephew, niece, first cousin, great-uncle, or grandparent, blood or adoption: great-aunt, or uncle,
- is the spouse of such relative, or
- is the child's step-father, step-mother, or adult step-brother or step-sister.

Relative also includes a person related in any of the foregoing ways to a sibling of a child, even though the person is not related to the child, where the child and its sibling are placed together with that person. [20 ILCS 505/7(b)] "Service constellation" means a variety of services provided to a child and his/her family.

Department in the plan toward the permanency goal for the children. plan on a form prescribed by "Service plan" means a written

"Siblings" means children in the custody or guardianship of the Department who have a shared biological or adoptive parent. "Subsidized Guardianship Program" means a child welfare demonstration

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project which offers a financial subsidy to relative care or licensed foster home caregivers who are willing to assume private guardianship Guardianship Program is further defined in Section 302.405, Subsidized of children who are eligible for the program. Guardianship.

2-27₇-2-28₇-2-25₇-01-2-29-0f-the-duvenile-Court-Act--of--1987--of--the Departmentis-guardianship-duties-and-responsibilities-for-a-minor-to-a related--or--unrelated--person--whom--the--child--has-lived-with-for-a "Successor--quardianship"--means--the--judicial-transfer-under-Section continuous-period-of-a-year-or-more-before-transfer-of-guardianship.

and consent from a parent, guardian or legal custodian of a child for placement the child out of the home. When signed by designated "Voluntary placement agreement" means a time-limited written request Department staff, the Department agrees to provide child welfare services which include placement.

effective ==0012 Reg. 111. 22 APR 1 3 1998 (Source: Amended

SUBPART C: DEPARTMENT CHILD WELFARE SERVICES

Section 302.310 Adoption Assistance Agreements

- adoptive parents (e.g., parents' taxable income) and any special care it is reasonable to conclude that the child cannot be adopted unless adoption assistance is provided. Although eligibility for adoption Adoption assistance may be provided to those persons adopting children who are legally free for adoption, who are residents of Illinois, and who the Department has determined have special needs because of which assistance shall be determined regardless of the financial circumstances of the adoptive parents, the types and amounts of The Department shall take into consideration the specific circumstances of the needs of the child being adopted as described in subsection (b)(2) of this Section. The types of adoption assistance that may be provided adoption assistance agreement shall determined by the Department on an individual basis. under each assistance a)
- payments of non-recurring adoption expenses incurred by or on behalf of the adoptive parents in connection with the adoption of a special needs child, up to a maximum of \$1500-00 for each adopted child; only 1) one-time
- are associated with or result from a condition(s) whose onset has wholly payable through insurance or other public resources that payments for physical, emotional and mental health needs been established as occurring prior to the completion of 2)

in cases where a child also meets the eligibility requirements of of this Section, ongoing monthly payments in an in accordance with the formula described in Appendix B, Calculating the Amount every two years, or more frequently based on changes in the circumstances of the adopted parents and the needs of the child being adopted. However, while payments may be increased based on be decreased based on changes in the level of care. In no event shall the monthly adoption assistance payment be greater than \$25 the level of care the child needs, payments will not less--than the applicable licensed foster family care payment of Adoption Assistance, and subject to adjustment at a amount determined in each case by the Department level as adjusted in accordance with Appendix B. 3)

For purposes of this Section, a child shall not be considered a child with special needs unless the Department has first determined that: (q

the child cannot or should not be returned to the home of his or her parents, as determined by: 1

probable cause to believe that a child is abused, neglected or dependent or other judicial determination that there is a judicial adjudication that the child is abused, or dependent; and

determination by the Department that the child is likely to suffer further abuse or neglect or will not be adequately 8

the child meets one of the following criteria: or-is-a-member--or a--sibling--group--being-placed-together-where-at-least-one-child cared for if returned to the parent(s); and meets-one-of-the-following-criteria: 2)

has an irreversible or non-correctable physical, mental A)

physical, mental or emotional disability correctable through surgery, treatment, or other specialized services; emotional disability; or has a B)

is-six-years-of-age-or-older,-or

is three years of age or older and-a-racial-minority; or and is a member of a sibling group being adopted together where at least one child meets one of the criteria in (A) through (CB)

parents who have previously adopted, with adoption assistance, another child(ren) born of the same mother or father; and adoptive being adopted by (C) above; or child

documented search for alternative adoptive placements without Department a reasonable, but unsuccessful, effort has been made to place the child with adoptive parents without providing adoption assistance and the prospective adoptive parents are either unwilling or determines that such a search is against the best interests of unable to adopt the child without adoption assistance, evidenced by a written statement from the adoptive parents. the adoption assistance shall be made unless 3)

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the child because the child has developed significant emotional ties with the prospective adoptive parents while in their foster care.

by the needs of the child being adopted and the availability of pro determined by the Department to have special needs as provided in or directly or through another public or These expenses include reasonable and necessary adoption fees, court costs, attorney fees, and other expenses that are directly related to the legal adoption of a child with special needs amount of payments to be made in any specific case shall be determined adoptive parents may refuse any or all payments available under this Adoption assistance as a one-time only payment for non-recurring adoption expenses shall be provided to parents adopting a child who is This includes expenses incurred by connection with the adoption of bono services, and shall not exceed \$1500 per adoptive child. and that are not incurred in violation of State or Federal law. subsection (b) of this Section. on behalf of such parents, in special needs child, either subsection (c) of this Section. private agency. ς O

medical and assistance may be provided to parents adopting a child who: Adoption assistance for ongoing monthly payments g

is determined by the Department to have special needs as provided in subsection (b) of this Section; and (1

A) was eligible at the time the adoption petition was filed for Aid to Families with Dependent Children (AFDC) under the provisions of Title IV-A of the Social Security Act meets one of the following conditions: 2)

payments under Title IV-E of the Social Security Act at the time the maintenance was eligible for foster care effect as of June 1, 1995; or (B

was eligible for Supplemental Security Income (SSI) prior to adoption petition was filed; or

ΰ

Services was legally responsible when the adoption petition is a child for whom the Department of Children and Family finalization of the adoption; or â

was filed; and

physical, mental, or emotional disability, the child has been in requirement is not applicable for sibling groups where at least one sibling is determined to be special needs because of a documented physical, mental, or emotional disability and meets in all cases, other than a child determined to have special needs under subsection (b)(2) of this Section because of a documented the care of the Department or another agency or person other than one year prior to the adoption unless the child is being adopted the adoptive parents died. However, the one year placement his or her parents pursuant to an order of the court for at least child who had previously been adopted with adoption assistance, but the adoption was dissolved and the parental rights of the adoptive parents were terminated, after October 1, 1997 and is a 3

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- The Department shall determine whether to provide ongoing monthly payments and the amount of the payment in each individual case by taking into consideration the circumstances of the adoptive parents and the needs, age, and type of placement of the child being adopted as adjusted for any benefits the child will be receiving, such as Social Security, SSI, Veterans' benefits, railroad retirement or black lung benefits, financial settlements, payments, inheritance or gifts. all requirements for adoption assistance. (e
- In cases where the determination under subsection (b)(2) of this Section is based on a diagnosis that the child may eventually require care for a documented medical condition or disability related to pre-existing physical, mental, or emotional conditions or risk factors that do not yet require treatment at the time of the adoption, no such The adoption assistance agreement may provide that such payments be initiated when the child's pre-existing condition or identified risk factors warrant treatment or professional intervention. If such payments are commenced, the ongoing monthly payment shall in no event exceed \$25-less-than the time the payments are initiated as adjusted in accordance with amount the child would receive if the child was in foster care at payments shall be made at that time. Appendix B of this Part. £)
- The adoption assistance agreement providing for ongoing monthly adoptive parents that the amount of any ongoing monthly payments calculated in accordance with Appendix B of this Part shall be reviewed every two years and may be readjusted every two years or more of care. If the adoptive parents or the adopted child disagree with the Department's determination, they may appeal the determination Adoptive parents may refuse any or all payments offered by the payments and medical assistance shall include an agreement with the on changes in the circumstances of the adoptive However, while payments may be increased based on changes in the level of care the in accordance with 89 Ill. Adm. Code 337, Service Appeal Process. child needs, payment will not be decreased based on changes parents and the needs of the child being adopted. frequently, based Department. g)
- adoption assistance and, in the case of ongoing monthly adoption assistance payments, that such payments are subject to review at least to receive adoption assistance, the child must be placed in the adoptive home and the adoption assistance agreement signed prior to A prospective adoptive family being presented with a child determined to be a special needs child shall be made aware of the availability of every two years and may be readjusted as set forth in Appendix B. finalization of the adoption. order q
- The type(s), amount and duration of adoption assistance shall be prior to the finalization of the adoption, and shall be set forth in the adoption assistance agreement, which shall be binding on the agreed to in writing by the Department and the adoptive parent(s) parties to the agreement. The agreement shall also stipulate that the i.

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adoptive parents reside currently or in the future and shall contain provisions for the protection of the interests of the child in cases where the adoptive parents and child move to another state while the agreement is in effect. The duration of adoption assistance may not is still in high school, although adoption assistance may be provided at the Department's option until the child's 21st birthday if the child has a physical, mental or emotional disability that warrants the continuation of assistance. The adoptive parents or the adoptive child may appeal the Department's decision to discontinue adoption agreement shall remain in effect regardless of the state where the extend until beyond age 18 years, or until age 19 years if the child assistance at age 18 or 19 for a child still in high school.

- The adoptive parent(s) shall notify the Department as soon as practically possible in writing of a change in address or when the following changes occur which will affect the amount of adoption assistance: j)
 - 1) the child is no longer the legal responsibility of the adoptive parent(s);
 - the child is no longer receiving financial support from the adoptive parent(s); 2)
- the child no longer requires adoption assistance for the special needs for which adoption assistance was being provided; 3
- the child becomes eligible for any benefit payments that would affect the monthly payment, such as Social Security benefits, benefits, Supplemental Security Income (SSI) benefits, Veteran's black lung benefits, or railroad retirement 4)
 - a change has occurred in the circumstances of the family that is relevant in determining the amount of assistance payments. settlements, payments, inheritance or gifts; or 2)
- If an adoption is dissolved because of the termination of the parental child adopted with adoption assistance continues to be eligible for rights of the adoptive parents or the death of the adoptive parents, a such assistance if he or she is adopted again on or after October 1, Ş

Ill. Reg. 22 (Source: Apr 3 1998

effective

Section 302.400 Successor Guardianship (Repealed)

- Successor--guardianship-is-a-program-available-for-only-those-children When-Successor-Guardianship-is-Appropriate t is
- The-child-must-be-at-least-l4-years-of-age-and--must--consent--to the successor guardianship arrangements who-meet-the-following-criteria: ++
- guardian-for-at-least-one-year-immediately-prior-to--establishing The--child--must--have--resided--with--the--prospective-successor the-successor-guardianship. 57

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- The--chitd--must--have--been-under-Bepartment-guardianship-for-at least-one-year-immediately-prior-to--establishing--the--successor quardianship 中中
- Phe--child--must--not--have--medical--transportation;-or-personal hobbies}---which--would-create-a-financial-burden-on-the-successor expenses---(e-gail--expenses--retated--to--skitksi---intorestsi---or guardian-44
- The permanency qoals of return home and adoption must have been ruled--out--for--this--child-and-the-permanency-goal-of-permanent family-placement-must-be-selected; 5
- The -- parents -- must -- consent -- to -- the -- successor -- guardianship hearing-in-accordance-with-Section-2-of-the--duventie--Court--Act arrangement--or--the--Bepartment--may-proceed;-for-good-cause;-to seek-a-successor-guardianship-without-parental--consent--provided that--the--parents--are-given-notice-of-the-guardianship-petition {705-FBES-405/2}--Good-cause-includes;-but-is-not-limited-to: 49
 - Parental----illness;----mental---or--physical--incapacity;--or Parental-incarceration-expected-to-last-more-than-180-days7
- addiction--which--is--chronic--and--serious--to--the--extent judgment-is-impaired;
- Parental-desertion;-abandonment;-or-whereabouts-unknown; Responsibilities-of-the-Successor-Guardian et 中中
- upon--such--persons--in--the-duvenile-Court-Act-of-1987-[705-IbCS Successor-guardians-assume-all-the-duty-and--authority--conferred 405}---Successor-guardians-are-responsible-for-making--the--major decisions-in-children-s-lives-for-whom-they-are-guardian,-but-the Department---shall--provide--consultation;--including--legal--and medical-consultation, upon-request-from-the--successor--guardian; No-fees-shall-be-charged-for-the-consultation: ++
- Successor--quardians--are--responsible--for-ensuring-that-parents have-the-opportunity-to-visit-their-children-in-accordance--with 57
 - Successor--guardians--are--responsible-for-providing-the-Juvenile Court-with-updated-case--plans--for--the--child--once--every--six the-provisions/orders-of-the-courtmonths 34
 - Successor--guardians-are-responsible-for-informing-the-Department whent 44
- there-have-been-significant-changes-in--their--circumstances Or--the--child-s-circumstances-which-affect-their-ability-to they--are--receiving-income-for-the-child-including,-but-not care-for-the-child,-such-as-substantial-changes-in-income-or expenses, -changes-in-the-composition-of--the--household, --or major-heatth-problems, 小龙 H
- they-stop-supporting-or-caring-for-the-childy-or the-child-runs-away-for-longer-than-72-hourse} H

1-mited-to-Social-Security-benefits,--Supplemental--Security

fncome-{SSt},-Black-bung-benefits,-and-child-support;

Successor--guardians--are--responsible--for-requesting-Department

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services -- if---they--are--needed--after--guardianship---has---been transferred-and-post-transfer-services-have-been-provided-

- Responsibilities-of-Bepartment tu
- The -- Bepartment -- shall -- initiate -- duventle -- Court -- proceedings -to transfer-guardianship-and-shall-assume-responsibility--for--costs related-to-these-proceedings-44
- The-----Bepartment----shail----fully---explain---the---duties---and responsibilities-of-successor-guardians-and-shall-provide-written successor--guardian-s--compitance--with--the--guidelines--is--not guidelines-for-making-complex-fegal-or--medical--decistons--44
- The---Department---shally---upon---request--of-the-successor-guardiany provide-consultation-on-major-decisions-free-of-charge: 40
- The-Bepartment-shall-assist-the-successor--guardian--in--planning times--and--piaces--for--visitation---bat---is-not-responsible-for arranging-or-supervising-parental-or-sibling-visitation; 44
- The---Department---shall---offer----post-transfer---of---guardianship services,---such--su-counseling--or-homemaker-services,-for-ub-to three-months-after-guardianship-has-been--transferred----No--fees shall-be-charged-for-these-services-45
- with-the-Abused-and-Neglected-Child-Reporting-Act-{325-Ib6S-5}-if the successor-guardian-does-not-care-for-him-or-her-to-the-extent The --- Department---shait---accept-custody-of-the-child-in-accordance the child shealth or well-being is endangered: 49
- children--when-their-successor-guardians-request-it-and-they-meet The -Bepartment--shail--provide--financial--assistance--for--these eligibility--requirements--in--Section--302-400(d);--Subsidy--for Successor-Guardianship-77
- Subsidy-for-Successor-Guardianship 40
- Successor-guardians-may-appty-for-financial-assistance-toward-the care-of-the-children-for-whom-they-assume-guardianship-++
- The Department shall consider all relevant factors in determining whether-initial-or-ongoing-subsidized-successor--guardianship--is <u>in-the-best-interests-of-the-child-including--but-not-linited-to-</u> the-wishes-of-the-child-s-successor-gnardian; 小龙 子子
- the-wishes-of-the-child-B 6
- successor-guardiant ₽ H

the--interaction-and-interrelationship-of-the-child-with-the

- the-child-s-adjustment-to--the--present--home,--school;--and Community
 - the---child-s---need---for---stability---and--continuity--of the-mental-and-physical-health-of-all-individuals--involved; retationship-with-the-successor-guardian; 田十田 中田
- whether-the-successor-guardian-is-financially-supporting-the ±9
- Ongoing--monthly-payments-are-available-and-are-not-to-exceed-525 less-than-the-Department-s--regular--foster--care--payment--ratechiteda 46

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deducted--from--the--maximum--amount-paid-by-the-Department---The Department-shall-give-the-successor-guardian--written--notice--of any--decrease--in--the-amount-of-financial-assistance-at-least-lo Regular-monthly-income-from-another-source-for-the-child-shall-be days-prior-to-the-effective-date-of-the-decrease-

- <u> Pinancial-assistance-is-available-after-considering-the--relevant</u> factors--in--subsection--(d)(2)--above-until-the-child-attains-18 years-of-age-except-that-financial-assistance-may-continue--until the--child--attains--2l--years--of--age-if-the-child-has-a-severe emotional-disturbance, a-physical-disability, a-social-adjustment problem, or --the --child -- needs --to --complete -- an --educational --or vocational--training--program-andy-in-the-Department-s-judgementy it-is-in-the-child-s-best--interests--to--remain--in--subsidized successor-guardianship; 44
- amount-and-duration-of-the-financial-assistance-in-writing----The amount--of--the--financial--assistance-shall-be-reviewed-at-least annually.---In-determining-the--amount--of--financial--assistance; The---Bepartment--and--the---successor--guardian-shali-agree-to-the several-factors-are-reviewed-including,-but-not-limited-to-5
 - the---age---of---the---child--when--entering--the--successor guardianship-program;-and 小龙
 - current-family-size;-and
 - the-needs-of-the-child;-and Bţ eţ
 - the-family-s-gross-income. ŧθ
- in--the--successor--guardianship--program-when-payment-of-medical costs--is--available--through--the--Bepartment--of--Public---Aid; The-Department-shall-not-provide-medical-assistance--to--children insurance-benefits; -or-other-public-programs; 49
- transferred--or--terminated----However,-no-additional-children-will-be neutrality--groups-described-in-Section-302:405(f);--Demonstration-and Cost-Neutrality-Groups----The--subsidy--for--these--children--will--be 1996-may-remain-in-the-program-until--such--time--as--guardianship--is accepted-into-this-program-as-of-danuary-i-1997;-except-in--the--cost calculated--in--accordance--with--Section--302.405(e);-Subsidy-for-the Any--children-in-the-Successor-Guardianship-Program-as-of-December-3i→ Subsidized-Guardianship-Program. 1

effective III. Reg. . [7] 4 0 = 3 22 (Source: Repealed at APR 1998

Section 302.405 Subsidized Guardianship Program

Description. Subsidized guardianship is a program for which the Department has received waivers from the federal Department of Health and Human Services under Section 1130 of the Social Security Act to operate a child welfare demonstration project. The program offers a subsidized private guardianship arrangement for children for whom the permanency goals of return home and adoption have been ruled out ص ھ

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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evidenced by an assessment documented in the service plan. The types of assistance that may be provided include:

- payments of one-time court costs and legal fees, if required, guardianship, connection with the establishment of maximum of \$500;
- wholly payable through insurance or other public resources that are associated with or result from a medical condition(s) whose onset has been established as occurring prior to the transfer of health needs payments for physical, emotional and mental quardianship; and 2)
- ongoing monthly payments in an amount determined in each case by the Department in accordance with subsection (e) below. 3)
 - When Subsidized Guardianship is Appropriate (q

Subsidized guardianship is a program available for only those children

- The child must have been in the legal custody of the State for who meet the following criteria. 1)
- two years or more immediately prior to establishing subsidized guardianship.
- The child must have resided with the prospective private guardian caregiver or non-relative licensed foster care provider) for at least one year immediately prior to establishing the subsidized guardianship. However, the one year placement requirement is not applicable for sibling groups when at least one sibling meets all other subsidized guardianship requirements. A child living in the home of a non-relative must be at least 12 (relative 3) 5)
- However, the age criteria is not applicable for sibling groups when at least one sibling meets all subsidized guardianship criteria. However, if a child younger than 12 years of age is living in the home of a non-relative and has no older sibling for whom subsidized guardianship is being considered, the caseworker must determine that subsidized guardianship is in the child's best interests due to the length of time the child has limitations, and responsibilities including health and mobility of the caretakers or the special needs of the child. The basis for the best interest decision must be documented, and must be been in the home, the age of the child, characteristics, approved by the Department Guardianship Administrator. years of age.
- The child must have a strong attachment to the potential guardian and the guardian must have a strong commitment to the child. 4)
- Reunification efforts of the child with his or her family must have been ruled out despite reasonable efforts having been made to reunite the child with his or her parents as documented in the case record. 2)
- Adoption must have been ruled out as a permanency goal for the (9
- The parents may consent to the subsidized guardianship arrangement or the Department may proceed, for good cause, to seek a private guardian without parental consent provided that 7

NOTICE OF ADOPTED AMENDMENTS

accordance with Section 11-10.1(a) of the Probate Act [755 ILCS hearing of the guardianship petition given 5/11-10.1(a)]. notice is

the initiation of the subsidized guardianship living arrangement. A child 14 years of age or older must consent to 600

of any felony The prospective guardian must have no record

Responsibilities of the Private Subsidized Guardian 0

opportunity to visit their children in accordance with the Private guardians are responsible for ensuring that parents provisions/orders of the court.

Private guardians shall notify the Department as soon as practically possible in writing when the following changes occur which may affect the amount of the subsidy: 2)

A) the child is no longer the legal responsibility subsidized guardian;

the child is no longer receiving financial support from the subsidized guardian; (B

the child becomes eligible for any benefit payments that would affect the monthly payment, such as Social Security benefits, financial settlements, payments, inheritance or benefits, Supplemental Security Income (SSI) benefits, benefits, railroad retirement or black veteran's 0

a change has occurred in the circumstances of the family that is relevant in determining the amount of assistance

there is a change of address. payments; or

Responsibilities of Department q)

guardianship is in the best interests of the child. In making Prior to approving a subsidized guardianship arrangement for a subsidized that determination the Department shall, through an assessment, consider all relevant factors including but not limited to: whether determine the Department shall

the wishes of the child under the age of 14 or the consent the wishes of the child's prospective subsidized guardian; of the child, if over age 14; B)

the interaction and interrelationship of the child with the Û

the child's adjustment to the present home, school, and prospective subsidized quardian; 0

the child's need for stability and continuity of shall ensure that the subsidized guardianship the mental and physical health of all individuals involved. relationship with the prospective subsidized guardian; and (E)

The Department shall ensure that members of sibling groups are check which shall include a CANTS and LEADS check. 3)

arrangement is a safe and suitable placement by means of a safety

2)

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they should not be placed together for the reasons described in Code 301, Placement and Visitation Services, when together, unless there is an explicit determination that making placements under the subsidized guardianship program. 89 Ill. Adm.

care and relative home providers prior to and during subsidized The Department will offer short-term support services for foster screening, in applying for subsidized guardianship, and payment for one time only court costs and legal fees, preliminary guardianship. Services will include assessment, assistance 4)

Department shall provide children in the subsidized under the Medicaid program which includes health care services and mental guardianship program with a full range of services health care services. 2

the family of the subsidized guardian to assure that all family members understand the benefits and responsibilities of all the The Department shall ensure that an orientation is provided participants in the subsidized guardianship arrangement. (9

The Department shall ensure that each prospective guardian has access to a caseworker who will respond to requests information and assistance. 7)

The Department shall ensure that all guardians are provided access to fair hearings under 89 Ill. Adm. Code 337, Service Appeal Process. 8

The Department shall accept custody of the child in accordance with the Abused and Neglected Child Reporting Act [325 ILCS 5] if the quardian does not care for him or her to the extent the child's health or well-being is endangered. 6

The Department shall provide financial assistance for these children in accordance with Section 302.405(e), Subsidy for Subsidized Guardianship. 10)

Subsidy for the Subsidized Guardianship Program (e Although eligibility for a subsidy under the subsidized guardianship program shall be determined regardless of the the types and amounts of assistance under each subsidized guardianship agreement shall be determined by the Department on financial circumstances of the prospective subsidized guardian, an individual basis in accordance with the formula described Appendix B of this Part. Although

guardian that the amount of any ongoing monthly payments calculated in accordance with Appendix B of this Part shall be reviewed every two years or more frequently and may be readjusted annually or more frequently using the formula in Appendix B. The amounts of ongoing subsidized guardianship payments are subject to change based on changes in State or federal law regarding monthly payments shall include an agreement with the subsidized adoption assistance payments. Subsidized guardians may refuse The subsidized guardianship agreement providing for 2)

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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any or all payments offered by the Department.

that such payments are subject to review every two years or more frequently and may be readjusted as set agreement must be signed prior to finalization of the transfer to A relative caregiver or licensed foster parent with a child determined to be eligible for the subsidized guardianship program subsidized guardianship, the types of assistance available, the amount of In order to receive a subsidized guardianship payment, the subsidized guardianship of payment, and, in the case of ongoing monthly availability forth in subsection (e)(2) above. the shall be made aware of guardianship payments, private guardianship. 3)

guardian prior to the finalization of the transfer to private guardianship, and shall be set forth in the subsidized guardianship agreement, which shall be binding on the parties to agreement shall remain in effect regardless of the state where or dies, is emancipated, or reaches the age of 18 or 21 as The type(s), amount and duration of subsidized guardianship shall be agreed to in writing by the Department and the subsidized The agreement shall also stipulate that the the subsidized guardian resides currently or in the future and shall contain provisions for the protection of the interests of the child in cases where the subsidized guardian and child move to another state while the agreement is in effect. The duration guardianship shall continue without further involvement by the court until termination when the child marries specified in the agreement. The guardianship will also terminate upon the death, incapacity, resignation, or removal of the the agreement. subsidized quardian. 4)

While guardianship is terminated under the Probate Act when a through age 19 for a child still in high school or until age 21 handicapping financial assistance may be provided children with certain mental or physical child reaches age 18, 2)

conditions only.

three waiver provisions of the demonstration, and the cost neutrality group meeting the cost neutrality, federal the federal waiver will be subject to the regular treatment services according to the Although participation in the subsidized guardianship program is geographical areas of the State to a demonstration group or a cost neutrality group. The demonstration group will be subject be randomly assigned Department's rules and procedures. The three areas are: of requirements Demonstration and Cost Neutrality Groups demonstrations, clients will Statewide, for purposes of evaluation funding, and

1) the Cook Central Region.
2) the East St Towns and

the East St. Louis sub-region serving the following counties:

- Madison;
- St. Clair;

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- Clinton; Bond; (a) (a)

 - Washington;
- Monroe; and
- Peoria sub-region serving the following counties: Randolph. the G)

3

- Fulton; A)
 - Henderson; Knox;

ΰ â

- Warren; Henry;
- LaSalle; (E E
- McDonough; Mercer; G)
- Rock Island;
 - razewell; H) (1)
- Woodford; Peoria; 3 8
- Marshall; Bureau;
- Putnam; and Stark. 6
- 22 at APR 2 3 1998 Amended (Source:

Reg.

111.

effective

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I'm Chicago Kent Law School Law.

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Section 302.APPENDIX B Calculating the Amount of Adoption Assistance

- The monthly adoption assistance subsidy shall not be greater than the than-the-licensed-foster-family--payment--standard--for--the--type--of foster--care--placement--in--which-the-child-was-placed-when-in-foster will increase (except for specialized foster-care rates), and whenever a cost of living increase licensed foster family care payment level. exceed-\$25-tess care-immediately-prior-to-finalization-of-the-adoptionamount of the monthly adoption assistance subsidy whenever the child reaches ages one, five, nine, and in the foster care rates is granted.
 - The monthly adoption assistance subsidy shall be reduced based on a of \$75,000 (after all deductions have been made on graduated income scale starting with the adoptive parents' annual associated with any post-secondary education or training have been their Federal Income Tax return and after the verified deducted) in accordance with the chart below. taxable income Q

	Percentage of Full Adoption
Taxable Family Income	Subsidy Rate
Up to \$74,999	100%
\$75,000 - 79,999	856
\$80,000 - 84,999	\$ 06
\$85,000 - 89,999	858
\$90,000 - 94,999	808
666'66 - 000'56\$	75%
\$100,000 - 104,999	70%
\$105,000 - 109,999	65%
\$110,000 - 114,999	809
\$115,000 - 119,999	558
over \$120,000	de

If adoptive parents fail or refuse to submit documentation of their of the adoption assistance will be reduced to the amount

percent of the adoption subsidy rate.

The monthly adoption assistance subsidy will be reduced by the amount of benefits paid on behalf of the child, such as SSA, SSI, Veteran's, Railroad Retirement, Black Lung, or when other income is received for 0

effective (_) 100 Reg. 111. 22 (Source: Amended at

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- Illinois Veterans' Homes Code Heading of the Part: 1)
- Code Citation: 77 Ill. Adm. Code 340 2)
- Adopted Action: New Section Amendments Amendments Section Numbers: 340.Table A 340.1255 340,1320 3)
- Statutory Authority: Nursing Home Care Act [210 ILCS 45] 4)
- Effective Date of Rules: April 15, 1998 2
- Does this Rulemaking Contain an Automatic Repeal Date? 9
- 8 Does this Rulemaking Contain Any Incorporations By Reference? 7)
- Date Filed in Agency's Principal Office: April 15, 1998 8
- 9 June Date Notice(s) of Proposal was Published in Illinois Register: - 21 Ill. Reg. 6704 6
- Administrative Rules issued a Statement of Has the Joint Committee on Objections to this/these Rules? 10)

Difference Between Proposal and Final Version: 11)

The following changes were made in response to comments received during None the first notice or public comment period:

The following changes were made in response to comments and suggestions of Joint Committee on Administrative Rules:

- In line 130, add a period after "Aging"
- In line 131, delete the period after "Aging)"

In addition, various typographical, grammatical and form changes were made response to the comments from the Administrative Code Division and the in response to the comments from the Adm Joint Committee on Administrative Rules.

- Have all the changes agreed upon by the Agency and the Joint Committee in the agreement letter issued by the Joint it agreed The Department has made all the changes to which indicated with the Joint Committee. been made as Committee? 12)
- 2 Will the Rules Replace an Emergency Rule Currently in Effect? 13)

NOTICE OF ADOPTED AMENDMENTS

Are there any other Amendments Pending on this Part?

14)

No

15) Summary and Purpose of Rules: The rules in Part 340 regulate the licensure of veterans' homes.

Section 340.1255 is being added to implement Public Act 89-530 (effective July 19, 1996), which amended the Illinois Act on the Aging, the Illinois Health Facilities Planning Act, and the Nursing Home Care Act to make changes in the Department on Aging's congregate living demonstration project. The amendment to the Nursing Home Care Act allows the Department of Public Health to grant waivers from the requirements of the Act for facilities participating in the supported congregate living arrangement demonstration project. The rule provides the information that must be included on a waiver application; references the criteria under which the application will be evaluated; and lists the circumstances under which the Department may revoke the waiver.

Section 340.1320 is being amended to revise requirements for disaster preparedness. A definition of "disaster" has been added. A written plan is required for moving residents to safe locations within the facility in the event of a tornado warning or severe thunderstorm warning. An established means of facility notification is required when the National Weather Service issues a tornado or severe thunderstorm warning that covers the area in which the facility is located. Fire drills must be held at least quarterly, for each shift of personnel, and disaster drills for other than fire must be held twice annually, for each shift of personnel.

Section 340.Table A has been replaced with a new heat index/apparent temperature chart from the National Oceanic and Atmospheric Administration.

16) Information and Questions regarding this Adopted Rulemaking shall be directed to:

Ms. Gail Devito
Division of Legal Services
Division of Legal Services
Department of Public Health
535 West Jefferson, Fifth Floor
Springfield, IL 62761
217/782-2043

The full text of the Adopted Amendments begins on the next page:

rules@idph.state.il.us

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NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER c: LONG-TERM CARE FACILITIES

PART 340 ILLINOIS VETERANS' HOMES CODE

SUBPART A: GENERAL PROVISIONS

Section

Definitions Incorporated and Referenced Materials General Requirements Federal Veterans' Regulations Fapplication for License Criteria for Adverse Licensure Actions Denial of Initial License Revocation or Denial of Renewal of License Inspections, Surveys, Evaluations, and Consultations Freschtation of Findings by the Department Ownership Disclosure Monitor and Receivership Determination of a Violation Determination of the Level of a Violation Plans of Correction and Reports of Correction Calculation of Penalties Conditions for Assessment of Penalties Reduction or Walver of Penalties	340.1000 340.1010 340.1115 340.1120 340.1130 340.1150 340.1150 340.1150 340.1170 340.1210 340.1210 340.1220 340.1210 340.1220 340.1220 340.1220
Supported Congregate Living Arrangement Demonstration	340.1255
	340 . L433
	340.1255
	340.1200
	340.1245
	340.1240
	340.1230
	340.1220
	340.1210
	340.1200
	340.1190
	340.1170
	340.1160
	340.1150
	340.1140
	340.1130
	340.1120
	340.1115
	340,1110
	340.1010
	340.1000

SUBPART B: POLICIES AND FACILITY RECORDS

Section

Facility Policies	Admission and Discharge Policies	Disaster Preparedness	Serious Incidents and Accidents	Infection Control	Facility Record Requirements	Personnel Policies	Initial Health Evaluation for Employees	Administrator	Personnel Requirements	Registry of Certified Nurse Aides	Health Care Worker Background Check
40.1300	40.1310	40.1320	40.1330	140,1335	40.1340	40.1350	40.1360	40.1370	40,1375	40.1376	40.1377

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DEPARTMENT OF PUBLIC HEALTH

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RESIDENT RIGHTS SUBPART C:

Implementation of Resident Rights and Facility Responsibilities General 340.1400 340.1410 Section

Contract Between Resident and Facility

Residents' Advisory Council 340.1420 340.1430

Communication and Visitation Abuse and Neglect 340.1440 340.1450

Transfer or Discharge Complaint Procedures Resident's Funds 340.1460 340.1470 340.1480 340.1490

Private Right of Action

SUBPART D: HEALTH SERVICES

Medical, Nursing and Restorative Services Tuberculin Skin Test Procedures Communicable Disease Policies Medical Care Policies 340.1500 340,1505 340.1510 140,1520 Section

Physician Services Dental Programs 140.1530 340.1535

Obstetrical and Gynecological Care Life-Sustaining Treatments Nursing Personnel 340.1540 340.1550 140.1560

Personal Care

340.1570

Unnecessary, Psychotropic, and Antipsychotic Drugs None emergency Use of Physical Restraints Emergency Use of Physical Restraints Medication Administration Restraints 340.1580 140.1590 140.1600 340.1610 340.1620

SUBPART E: MEDICATION ADMINISTRATION SERVICES

Self-Administration of Medication

340,1630

Conformance with Physician's Orders Medication Policies and Procedures Administration of Medication 340.1650 340,1655 340.1660 Section

Labeling and Storage of Medication Control of Medication 340.1665 340.1670

SUBPART F: RESIDENT LIVING SERVICES

Recreational and Activity Programs Social Services 340.1700 Section

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Work Programs 340.1720

SUBPART G: RESIDENT RECORDS

Resident Record Requirements 340,1800 Section

Retention, Transfer, and Inspection of Records Records Pertaining to Resident's Property Content of Medical Record 340.1810 340.1820 340.1830

Confidentiality of Resident's Records 340.1840

SUBPART H: FOOD SERVICE

Food Service Staff Diet Orders 340.1900 340,1910 Section

Adequacy of Diet and Meal Pattern 340.1920

Therapeutic Diets Menu Planning 340.1940 340.1930

Kitchen Equipment, Utensils and Supplies Food Preparation and Service 340,1950 340,1960

FURNISHINGS, EQUIPMENT AND SUPPLIES SUBPART I: PHYSICAL PLANT SERVICES,

Water Supply, Sewage Disposal and Plumbing Laundry Services Housekeeping Maintenance 340.2000 340.2010 340.2020 340.2030 Section

Equipment and Supplies Furnishings 340,2040 340.2050 Disageter---Preparedness Parameters--Relative-Humidity-and-Temperature Temperature Guidelines for the Use of Various Drugs Table/Apparent Index TABLE A TABLE B Implementing and authorized by the Nursing Home Care Act [210 ILCS AUTHORITY: 45].

for a maximum of 150 days; emergency rule expired November 18, 1994; adopted Reg. 3959, effective February 13, 1998; amended at 22 Ill. Reg. 7: 3 = 4 at 19 Ill. Reg. 5679, effective April 3, 1995; emergency amendments at 20 Ill. Reg. 496, effective January 1, 1996, for a maximum of 150 days; emergency SOURCE: Emergency rule adopted at 18 Ill. Reg. 10391, effective June 21, 1994, amended at 20 Ill. Reg. 12013, effective September 10, 1996; amended at 22 Ill. expired May 29, 1996; amended at 20 III. Reg. 10045, effective July 15, 1996;

NOTICE OF ADOPTED AMENDMENTS

SUBPART A: GENERAL PROVISIONS

Section 340.1255 Supported Congregate Living Arrangement Demonstration

- Department on Aging. (Section 4.02b of the Illinois Act on the Congregate Living Arrangement Demonstration authorized by Section 4.02b of the Illinois Act on the Aging [20 ILCS 105/4.02b] and Department a joint waiver request with the Department on Aging or documentation that the Department on Aging failed to act upon a waiver application within 60 days after the applicant submitted a request requesting a waiver of the Act and this Part shall submit to to participate location approved a
- The waiver application shall include the following: **a**
- 1) a specific listing of those portions of the Act and this Part for which a waiver is being requested; and
 - the applicant's proposed Program Plan. 5
- be provided in the Supported The proposed Program Plan shall describe the types of residents to Congregate Living Arrangement Demonstration. (Section 3-102.2 of the services that will served and Act) 0
- Department will evaluate the waiver application based on the The Department may revoke the waiver if the Department determines that notified within 10 days after the Department's waiver determination. 340.1260 of this Part. criteria in Section The 句 (e
 - submitted Supported Congregate Living Arrangement Demonstration: not in compliance with the Program Plan
- accordance with subsection (b) of this Section (Section 3-102.2 of the Act);
- compliance with the Department's waiver approval conditions; or is not in 2
 - has been terminated from the demonstration by the Department Aging. 3

effective 2010 Reg. 111. 22 (Source: Added

POLICIES AND FACILITY RECORDS SUBPART B:

Section 340.1320 Disaster Preparedness

- wind or fire, or a lack of essential resources such as electrical power, that poses a threat to the safety and welfare of residents, For the purpose of this Section only, "disaster" means an occurrence, result of a natural force or mechanical failure such as water, personnel, and others present in the facility. a
 - including a written plan for staff, and residents and others to follow preparedness, b)at Each facility shall have policies covering disaster

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in--case--of--fire,--explosion,--severe--weather--or--other--hazardous circumstances--or--emergencies.---The-pian-shali-be-rehearsed-at-least twice-a-year-for-each-shift. The plan shall include, but is not limited to, the following: (B)

- þe shall on the premises instructed in the use of fire extinguishers. personnel employed
- A diagram written-plan of the evacuation route shall be posted, and made familiar to all personnel employed on the premises. 2)
- A written plan shall be developed for moving residents to safe locations within the facility in the event of tornado warning or severe thunderstorm warning. 3
- issues a tornado or severe thunderstorm warning that covers the area in which the facility is located. The notification mechanism must be other than Approved notification measures include being within range of local tornado warning sirens, an the facility or arrangements with local public safety There shall be an established means of facility notification when operable National Oceanic and Atmospheric Administration weather if a warning agencies (police, fire, ESDA) to be notified Weather Service commercial radio or television. National issued. radio 4
- C)by Fire and--disaster drills shall be held at least quarterlyau for each shall be held twice annually for each shift of facility personnel. Drills shall be held under varied conditions to: and-under-waried Disaster drills for other than shift of facility personnel. conditions, in-order-to-
 - Ensure that all personnel on all shifts are trained to perform assigned tasks;
- Ensure that all personnel on all shifts are familiar with the use of the fire fighting equipment in the facility; and 2)
- of d)c) Fire and-disaster drills shall include simulation of evacuation Evaluate the effectiveness of disaster plans and procedures.
 - residents to safe areas during at least one drill each year on each physically e)d+ There shall be special provisions for the evacuation of
- handicapped persons individuals, including those who are hearing or E)e+ Where the welfare of the residents precludes an actual evacuation of sight impaired.
- an entire building, there must be drills involving the evacuation of successive portions of the building under such conditions as to assure the capability of evacuating the entire building with the personnel usually available, should the need arise.
- usually available, should be written evaluation of each drill shall be q)f} A There-shalt-be-a written evaluation of each drill shall be to the facility administrator and maintained for a year.
 - h)9+ A written plan shall be developed for temporarily relocating the residents for any disaster emergency requiring relocation and any time degrees the temperature in residents' bedrooms falls below 55°

NOTICE OF ADOPTED AMENDMENTS

Fahrenheit for 12 hours or more.

Upon the occurrence of any emergency -- or disaster requiring or their designee must provide a preliminary report to the Department by either by using atitizing the nursing home hotline or by contacting directly contacting the appropriate Department Regional Office during business hours. hospital service, police, fire department or coroner, This preliminary report shall include, at a minimum: i)h) Reporting of Disasters Emergencies administrator facility

name Name and location of facility;

type of disaster emergency;

number of injuries or deaths to residents; 00

number of beds not usable due to the disaster event;

estimate of the extent of damages to the facility;

type of assistance needed, if any; and () () () () () ()

other State state or local agencies notified about the problem.

the facility shall provide the preliminary report within 24 hours after of the <u>occurrence</u> incident. Additionally, the facility shall submit to--the--Department a full written account to the Department of --the --emergency within seven days information specified in subsection subsections (i) th)(1)(A) through-{h}{t}{t}{f}{g} of this Section and a statement of actions If the disaster emergency will not require direct Departmenta? of--the--incident, which includes taken by the facility after the preliminary report. the occurrence assistance, 2)

ilth Each facility shall establish and implement policies and procedures in a written plan to provide for the health, safety, welfare and comfort of all residents when the heat index/apparent temperature (see as established by the National Oceanic and whenever--the--temperature--and lower---limit--lines--(the--solid--lines)--of--the--charty---Bones--of Physiological--Perception, 4-displayed---in---Section---340.Table---A: ----Retative---Humidity---and activities, or sleeping areas of the facility exceeds a heat retative--humidity-inside-the-residents--living,-dining,-activites-or steeping-areas-of-the-facility-are-equal-to-or--exceed--the--upper--or Atmospheric Administration, inside the residents' "Disaster---Preparedness---Parameters---80°F. of index/apparent temperature 340. Table A), Pemperature. 4A,B)

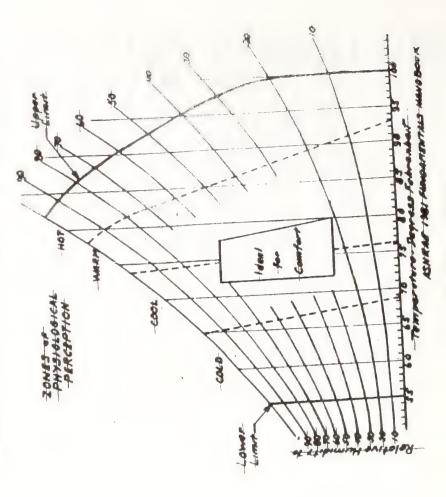
effective 1000 Reg. 111. 22 (Source:

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DEPARTMENT OF PUBLIC REALIN

NOTICE OF ADOPTED AMENDMENT!

A Heat Index Table/Apparent Temperature Disaster Preparedness-Parameters---Retative-Humidity-and-Temperature 340.TABLE Section



NOTICE OF ADOPTED AMENDMENTS

Air Temperature (degrees Fahrenheit

Air Temperature (degrees Fahrenheit)

11 4	-							01.					
13		80	85	90	95	100	105	011	115	120	125	130	135
64		ţ.	62	84	88	93	26	102	107	111	116	122	128
F	10,	75	80	85	06	95	100	105	111	116	123	131	
		92	8.1	86	91	26	102	108	115	123	131		
	7.7	77	82	87	93	66	105	112	120	130	141		
	Ę.	7.7	83	88	16	101	109	117	127	139			
	£7.	-1 0c	84	06	96	104	113	123	135	148			
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,	1.1	85	93	106	124	144							
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	78	87	66	117									
	62	00 00	102	122									
	7.0	68	105										

(Table is exerpted from the National Oceanic and Atmospheric Administration)

22 APR 1 5 1998 (Source: Amended

Reg.

[11]

effective

DEPARTMENT OF PUBLIC HEALTH

ILLINOIS REGISTER

7172

NOTICE OF ADOPTED AMENDMENTS

Part: Intermediate Care for the Developmentally Disabled Heading of the Facilities Code 1

Code Citation: 77 Ill. Adm. Code 350 2)

Adopted Action: New Section Amendments Amendments Section Numbers: 350. Table F 350,315 350.690

3)

Statutory Authority: Nursing Home Care Act [210 ILCS 45] 4)

Effective Date of Rules: April 15, 1998 2)

Does this Rulemaking Contain an Automatic Repeal Date? (9

8 Does this Rulemaking Contain Any Incorporations By Reference? 7

Date Filed in Agency's Principal Office: April 15, 1998 8

Date Notice(s) of Proposal was Published in Illinois Register: 6

June 6, 1997 - 21 Ill. Reg. 6739

a Statement Has the Joint Committee on Administrative Rules issued Objections to this/these Rules? No 10)

Difference Between Proposal and Final Version: The following changes were made in response to comments received during the first notice or public comment period: None 11)

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

In line 305, add a period after "Aging".

In line 306, delete the period.

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

Committee? The Department has made all the changes to which it agreed Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint with the Joint Committee. 12)

Will the Rules Replace an Emergency Rule Currently in Effect? No 13)

NOTICE OF ADOPTED AMENDMENTS

14) Are there any other Amendments Pending on this Part? Yes

If Yes:

Ill. Reg. Citation 21 Ill. Reg. 15379 21 Ill. Reg. 15379 21 Ill. Reg. 15379 Proposed Action Amendments Amendments Repealer Section Numbers 3230.3230 350.2620

Summary and Purpose of Rules: The rules in Part 350 regulate the licensure of intermediate care facilities for the developmentally disabled. 15)

the Nursing Home Care Act to make of Public Health to grant waivers from the requirements of the Act for application will be evaluated; and lists the circumstances under which the Section 350.315 is being added to implement Public Act 89-530 (effective July 19, 1996), which amended the Illinois Act on the Aging, the Illinois changes in the Department on Aging's congregate living demonstration project. The amendment to the Nursing Home Care Act allows the Department The rule provides the information that must be included on a waiver application; references the criteria under which the congregate living arrangement facilities participating in the supported Health Facilities Planning Act, and Department may revoke the waiver. demonstration project.

means of facility notification is required when the National Section 350.690 is being amended to revise requirements for disaster preparedness. A definition of "disaster" has been added. A written plan Weather Service issues a tornado or severe thunderstorm warning that held at least quarterly, for each shift of personnel, and disaster drills is required for moving residents to safe locations within the facility in covers the area in which the facility is located. Fire drills must be be held twice annually, for each shift of the event of a tornado warning or severe thunderstorm warning. for other than fire must established personnel. replaced with a new heat index/apparent Oceanic and Atmospheric the National Section 350.Table F has been chart from Administration. temperature

Information and Questions regarding this Adopted Rulemaking shall be 535 West Jefferson, Fifth Floor Department of Public Health Division of Legal Services Ms. Gail DeVito directed to:

16)

Springfield, Illinois 62761

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

217/782-2043

(rules@idph.state.il.us).

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC HEALTH NOTICE OF ADOPTED AMENDMENTS

ILLINOIS REGISTER

SUBPART B: ADMINISTRATION

SUBPART C: POLICIES

Administrator

350.510

Section

Section

7175

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

CHAPTER I: DEPARTMENT OF PUBLIC HEALTH SUBCHAPTER C: LONG-TERM CARE FACILITIES TITLE 77: PUBLIC HEALTH

PART 350

INTERMEDIATE CARE FOR THE DEVELOPMENTALLY DISABLED FACILITIES CODE

SUBPART A: GENERAL PROVISIONS

011		202 010	
250.110	ceneral Reduitements	350.625	Det
050 130	A		,
350.120	Application for License	350.630	Adm
350,130	Licensee	350,640	Con
350.140	Issuance of an Initial License for a New Facility	350.650	Res
350,150	Issuance of an Initial License Due to a Change of Ownership	350.660	Gen
350,160	Issuance of a Renewal License	350,670	Per
350.165	Criteria for Adverse Licensure Actions	350.675	Ini
350.170	Denial of Initial License	350,680	Dev
350 175	Denis of Denemal of Lineance	250 601	HO

Information to Be Made Available to the Public By the Department Information to Be Made Available to the Public By the Licensee Experimental Program Conflicting With Requirements Inspections, Surveys, Evaluations and Consultation Filing an Annual Attested Financial Statement Issuance of Conditional Licenses Revocation of License Ownership Disclosure Municipal Licensing 350.200 350.210 350.220 350.230 350.175 350.180 350.190 350.240 350.250 350.260

Determination to Issue a, Notice of Violation or Administrative Presentation of Findings 350.270 350.272

Monitor and Receivership

	a Violation					Penalties	
	of					of	
Walling	Determination of the Level of a Violation	Notice of Violation	Administrative Warning	Plans of Correction	Reports of Correction	Conditions for Assessment of Penalties	0-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1
	350.274	350.276	350.277	350.278	350,280	350,282	400 010

	S			Long-Term Care Facilities	Formerly Licensed
Calculation of Penalties	Determination to Assess Penalties	Reduction or Waiver of Penalties	Quarterly List of Violators	Alcoholism Treatment Programs In Long-Term Care Facilities	Department May Survey Facilities Formerly Licensed
320.784	350.286	350.288	350.290	350,300	350.310

350,310 350,315	Department May Survey Facilities Formerly Licensed Supported Congregate Living Arrangement Demonstrati	May	Survey eqate	Facilit Living A	ies	Formerly gement D	Department May Survey Facilities Formerly Licensed Supported Congregate Living Arrangement Demonstration
350.320	Waivers						

Incorporated and Referenced Materials

Definitions

350.330

	Management Policies	Resident Care Policies	Determination of Need Screening	Admission and Discharge Policies	Contract Between Resident and Facility	Residents' Advisory Council	General Policies	Personnel Policies	Initial Health Evaluation for Employees	Developmental Disabilities Aides	Health Care Worker Background Check	Registry of Developmental Disabilities Aides	Student Interns	Disaster Preparedness	Serious Incidents and Accidents	SUBPART D: PERSONNEL		Cone. 1 to tion Correines		Personnel Policies	SUBPART E: RESIDENT LIVING SERVICES		Service Programs	Psychological Services	Social Services	ogy	Recreational and Activities Services	Training and Habilitation Services	Training and Habilitation Staff	Restraints	Nonemergency Use of Physical Restraints	Emergency Use of Physical Restraints	Unnecessary, Psychotropic and Antipsychotic Drugs
Sect Toll	350.610	350,620	350,625	350,630	350,640	350.650	350.660	350.670	350.675	350,680	350,681	350,683	350.685	350.690	350.700		Section	350.810	0.000	350.830		Section	350,1010	350.1020	350,1030	350,1040	350,1050	350,1060	350.1070	350,1080	350,1082	50	350.1086

SUBPART F: HEALTH SERVICES

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Physical and Occupational Therapy Services Tuberculin Skin Test Procedures Life-Sustaining Treatments Physician Services Nursing Services Dental Services Health Services 350.1250 350.1210 350,1220 350.1225 350.1230 350.1240 350.1235 Section

SUBPART G: MEDICATIONS

Control of Narcotics and Legend Drugs Conformance with Physician's Orders Medication Policies and Procedures Administration of Medication Labeling and Storage 350.1410 350.1420 350.1430 350.1440 350,1450 Section

SUBPART H: RESIDENT AND FACILITY RECORDS

Retention and Transfer of Resident Records Records Pertaining to Residents' Property Staff Responsibility for Medical Records Confidentiality of Resident's Records Other Resident Record Requirements Other Facility Record Requirements Retention of Facility Records Resident Record Requirements Content of Medical Records 350,1660 350.1610 350.1620 350,1650 350,1680 350.1630 350.1640 350.1670 350.1690 Section

SUBPART I: FOOD SERVICE

Dietary Staff in Addition to Director of Food Services Kitchen Equipment, Utensils, and Supplies Adequacy of Diet and Meal Pattern Food Preparation and Service Director of Food Services Hygiene of Dietary Staff Food Handling Sanitation Therapeutic Diets Scheduling Meals Menu Planning Diet Orders 350.1840 350,1860 350.1810 350.1820 350,1830 350.1850 350.1870 350.1880 350.1900 350.1910 350.1890

SUBPART J: MAINTENANCE, HOUSEKEEPING AND LAUNDRY

ILLINOIS REGISTER

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

SUBPART K: FURNISHINGS, EQUIPMENT, AND SUPPLIES Equipment and Supplies Laundry Services Housekeeping Furnishings Maintenance 350.2010 350.2210 350.2220 350.2020 350.2030 Section Section

SUBPART L: WATER SUPPLY AND SEWAGE DISPOSAL

Sewage Disposal Water Supply Plumbing Codes 350.2410 350.2420 350.2430 350.2440 Section

CONSTRUCTION STANDARDS FOR NEW INTERMEDIATE CARE FACILITIES FOR THE DEVELOPMENTALLY DISABLED SUBPART M:

Preparation of Drawings and Specifications Applicability of These Standards Codes and Standards 350.2610 350.2620 350.2630 150.2640 Section

Dining, Living, Activities Rooms Administration and Public Areas Therapy and Personal Care Nursing Unit 350.2660 3:0.2670 350,2680 350.2650

General Building Requirements Service Departments Mechanical Systems Plumbing Systems Structural 350.2690 350.2700 350.2710 350.2720 350.2730

Electrical Systems

350.2740

SUBPART N: CONSTRUCTION STANDARDS FOR EXISTING INTERMEDIATE CARE FACILITIES FOR THE DEVELOPMENTALLY DISABLED

Preparation of Drawings and Specifications Codes and Standards Applicability 350.2910 350.2920 350.2930

Administration and Public Areas

Nursing Unit 350.2940 350.2960 350.2950

DEPARTMENT OF PUBLIC HEALTH NOTICE OF ADOPTED AMENDMENTS

350,3010 350,3020 350,3030 350,3040

350.2970 350.2980 350.2990

7180

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

20	Living, Dining, Activities Rooms	350,3890	Corridors
80	Treatment and Personal Care	350.3900	Special Care Room
06	Service Departments	350.3910	Exit Facilities and Subdivision of Floor Areas
00	General Building Requirements	350.3920	Stairways, Vertical Openings and Doorways
10	Structural	350,3930	Hazardous Areas and Combustible Storage
20	Mechanical Systems	350.3940	Mechanical Systems
30	Plumbing Systems	350,3950	Heating, Cooling, and Ventilating Systems
40	Electrical Requirements	350,3960	Plumbing Systems
		350.3970	Electrical Systems
	SUBPART O: RESIDENT'S RIGHTS	350.3980	Fire Alarm and Detection System
		350.3990	Emergency Electrical System
U		350.4000	Fire Protection
10	General	350.4010	Construction Types
20	Medical and Personal Care Program	350.4020	Equivalencies
30	Restraints	350.4030	New Construction Requirements
40	Abuse and Neglect		
50	Communication and Visitation		SUBPART Q: DAY CARE PROGRAMS
. 09	Resident's Funds		
7.0	Residents' Advisory Council	Section	
8.0	Contract With Facility	350.4210	Day Care in Long-Term Care Facilities
06	Private Right of Action		
0.0	Transfer or Discharge	APPENDIX A	Classification of Distinct Part of a Facility for Diffe
10	Complaint Procedures		Levels of Service (Repealed)
20	Confidentiality	APPENDIX B	Federal Requirements Regarding Residents' Rights
30	Facility Implementation	APPENDIX C	Seismic Zone Map
		APPENDIX D	Forms for Day Care in Long-Term Care Facilities
S	SUBPART P: SPECIAL STANDARDS FOR INTERMEDIATE CARE FACILITIES	APPENDIX E	Guidelines for the Use of Various Drugs
	FOR THE DEVELOPMENTALLY DISABLED OF 16 BEDS OR LESS	TABLE A	Sound Transmission Limitations in New Intermediate Care Facili
			for the Developmentally Disabled
n		TABLE B	Pressure Relationships and Ventilation Rate of Certain Areas
10	Applicability of Other Provisions of this Part		the New Intermediate Care Facilities for the Development
20	Administration		Disabled
30	Admission and Discharge Policies	TABLE C	Construction Types and Sprinkler Requirements for Exis
40	Personnel		Intermediate Care Facilities for the Developmentally Disabled
50	Consultation Services and Nursing Services	TABLE D	Food Service Sanitation Rules and Regulations, 77 Ill. Adm.
0.9	Medication Policies		750, 1983 Applicable for New Intermediate Care Facilities for
10	Food Services		Developmentally Disabled of Sixteen (16) Beds or Less
80	Codes and Standards	TABLE E	Construction Types and Sprinkler Requirements for New Intermed

350,3260 350,3270 350,3280 350,3290

350.3300 350.3310

350.3320 350,3330

350.3230

350.3250

350.3220

350.3210

Day Care in Long-Term Care Facilities Classification of Distinct Part of a Facility for Different Levels of Service (Repealed)	Federal Requirements Regarding Residents' Rights Seismic Zone Map Forms for Day Care in Long-Term Care Facilities Guidelines for the Use of Various Drugs	Sound Transmission Limitations in New Intermediate Care Facilities for the Developmentally Disabled Pressure Relationships and Ventilation Rate of Certain Areas for the New Intermediate Care Facilities for the Developmentally Disabled	Construction Types and Sprinkler Requirements for Existing Intermediate Care Facilities for the Developmentally Disabled Food Service Sanitation Rules and Regulations, 77 III. Adm. Code 750, 1983 Applicable for New Intermediate Care Facilities for the Developmentally Disabled of Sixteen (16) Beds or Less	Construction Types and Sprinkler Requirements for New Intermediate Care Facilities for the Developmentally Disabled of. Sixteen (16) Beds or Less	Heat Index Table/Apparent Temperature BisasterPreparedness ParametersRelative-Humidity-and-Temperature	Implementing and authorized by the Nursing Home Care Act [210 ILCS
4	APPENDIX B APPENDIX C APPENDIX D APPENDIX D	TABLE A	TABLE C	TABLE E	TABLE F	AUTHORITY: 45].

Administration and Public Areas

Bedrooms

350.3780 350,3800 350.3820

Section 350.3710 350.3720

350.3730

350.3750 350.3760 350.3770

Living, Dining, Activity Rooms

350,3840

350,3850

Bath and Toilet Rooms Nurses Station Utility Rooms Therapy and Personal Care

Kitchen

Laundry Room General Building Requirements

350.3870

 $SOURCE: \ \, \text{Emergency rules adopted at 4 Ill. Reg. 10, p. 495, effective March 1, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 30, p. 1, effective and 1, effective and 1, effective and 1, effective and 2, and 2, and 3, and 3$

NOTICE OF ADOPTED AMENDMENTS

1993, for a maximum of 150 days; emergency expired on October 3, 1993; emergency amendment at 17 Ill. Reg. 9105, effective June 7, 1993, for a maximum 14, 1983; amended at 8 Ill. Reg. 15574 and 15578 and 15581, effective August 15, 1984; amended at 8 Ill. Reg. 15935, effective August 17, 1984; amended at 8 Reg. 10876, effective July 1, 1985; amended at 11 Ill. Reg. 14795, effective 14876, effective October 1, 1990; amended at 15 Ill. Reg. 466, effective amended at 16 Ill. Reg. 13910, effective September 1, 1992; amended at 17 Ill. 2373, effective February 3, 1993, for a maximum of 150 days; emergency expired 15056, effective September 3, 1993; amended at 17 Ill. Reg. 16153, effective effective January 14, 1994; amended at 18 Ill. Reg. 15789, effective October days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10065, effective July 28, 1980; amended at 5 Ill. Reg. 1657, effective February 4, 1981; amended at 6 Ill. Reg. 5981, effective May 3, 1982; amended at 6 Ill. Reg. 6453, effective May 14, 1982; amended at 6 Ill. Reg. 8198, effective June 29, 1982; amended at 6 Ill. Reg. 14544, effective November 8, 1982; amended at 6 Ill. Reg. 14675, effective November 15, 1982; amended at 6 Ill. Reg. 15556, effective December 15, 1982; amended at 7 Ill. Reg. 278, effective December 22, 1982; amended at 7 Ill. Reg. 1919 and 1945, effective January 28, 1983; amended at 7 Ill. Reg. 7963, effective July 1, 1983; amended at 7 Ill. Reg. 15817, effective November 15, 1983; amended at 7 Ill. Reg. 16984, effective December Ill. Reg. 16980, effective September 5, 1984; codified at 8 Ill. Reg. 19806; amended at 8 Ill. Reg. 24214, effective November 29, 1984; amended at 8 Ill. Reg. 24680, effective December 7, 1984; amended at 9 Ill. Reg. 142, effective December 26, 1984; amended at 9 111. Reg. 331, effective December 28, 1984; October 1, 1987; amended at 11 1111. Reg. 16830, effective October 1, 1987; March 23, 1989; amended at 13 Ill. Reg. 6040, effective April 17, 1989; amendec at 13 Ill. Reg. 19451, effective December 1, 1989; amended at 14 Ill. Reg. January 1, 1991; amended at 16 Ill. Reg. 594, effective January 1, 1992; Reg. 2351, effective February 10, 1993; emergency amendment at 17 Ill. Reg. on July 3, 1993; emergency amendment at 17 Ill. Reg. 7948, effective May 6, of 150 days; emergency expired on November 4, 1993; amended at 17 Ill. Reg. January 1, 1994; amended at 17 Ill. Reg. 19210, effective October 26, 1993; amended at 17 Ill. Reg. 19517, effective November 4, 1993; amended at 17 Ill. Reg. 21017, effective November 20, 1993; amended at 18 111. Reg. 1432, 15, 1994; amended at 19 Ill. Reg. 11481, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 512, effective January 1, 1996, for a maximum of 150 July 15, 1996; amended at 20 Ill. Reg. 12049, effective September 10, 1996; amended at 21 Ill. Reg. 14990, effective November 15, 1997; amended at 22 Ill. amended at 9 Ill. Reg. 2964, effective February 25, 1985; amended at 9 Ill. Reg. 16838, effective October 1, 1988; emergency amendment at 12 Ill. Reg 18705, effective October 24, 1988, for a maximum of 150 days; emergency expired Reg. 4040, effective February 13, 1998; amended at 22 Ill. Reg. 7 7 2 x amended at 12 Ill. Reg. 979, effective December 24, 1987; amended at 12 Ill effective

SUBPART A: GENERAL PROVISIONS

served and the services that will be provided in the Supported Congregate Living Arrangement Demonstration. (Section 3-102.2 of the The Department may revoke the waiver if the Department determines that A facility or location approved to participate in the Supported Demonstration authorized by Section 4.02b of the Illinois Act on the Aging [20 ILCS 105/4.02b] and with the Department on Aging or documentation that the Department on Aging failed to act upon a waiver the Department on Aging. (Section 4.02b of the Illinois Act on the a specific listing of those portions of the Act and this Part for The Department will evaluate the waiver application based on the accordance with subsection (b) of this Section (Section 3-102.2 compliance with the Department's waiver approval notified within 10 days after the Department's waiver determination. The proposed Program Plan shall describe the types of residents to application within 60 days after the applicant submitted a request has been terminated from the demonstration by the Department requesting a waiver of the Act and this Part shall submit to Supported Congregated Living Arrangement Demonstration: The waiver application shall include the following: NOTICE OF ADOPTED AMENDMENTS DEPARTMENT OF PUBLIC HEALTH which a waiver is being requested; and the applicant's proposed Program Plan. Reg. joint waiver request criteria in Section 350.320 of this in compliance with 111. Congregate Living Arrangement conditions; or (Source: Added at 1998 of the Act); is not in Aging) 7 a) (q 0 ģ e

SUBPART C: POLICIES

effective

Section 350.690 Disaster Preparedness

- as a result of a natural force or mechanical failure such as water, For the purpose of this Section only, "disaster" means an occurrence, wind or fire, or a lack of essential resources such as electrical that poses a threat to the safety and welfare of residents, personnel, and others present in the facility.
 - preparedness_ including a written plan for staff, and residents and others to follow in--case--of--firey--explosiony--severe--weathery--or--other-hazardous circumstances-and-emergencies---The-plan-shall-be--rehearsed--at--least twice--a--year--for-each-shift. The plan shall include, but is not be blat Each facility shall have policies covering disaster limited to, the following: (B)

NOTICE OF ADOPTED AMENDMENTS

- properly personnel employed on the premises shall be (B) instructed in the use of fire extinguishers. All 1
- A diagram written-plan of the evacuation route shall be posted; and made familiar to all personnel employed on the premises. 2)
- A written plan shall be developed for moving residents to safe locations within the facility in the event of a tornado warning or severe thunderstorm warning. Bach - facility - must - - conduct - at least---four--fire-drills-annually-on-each-shift-for-a-total-of-l2 drills:--At-least-one-of-these-drills-on-each-shift-must--include actual--evacuation--of--residents--to-safe-areas:--The-local-fire authorities-should-be-requested-to-assist-periodically--in--these 3)
- There shall be an established means of facility notification when the National Weather Service issues a tornado or severe include being within range of local tornado warning sirens, an operable National Oceanic and Atmospheric Administration weather The notification mechanism must be other than commercial radio or television. Approved notification measures radio in the facility or arrangements with local public safety agencies (police, fire, ESDA) to be notified if a warning thunderstorm warning that covers the area in which the is located. ssued. 4
- for each shift of facility personnel. Disaster drills for other than fire shall be held twice annually for each shift of facility personnel. Drills shall drills shall be held at least quarterly held under varied conditions to: 0
- Ensure that all personnel on all shifts are familiar with the use assigned tasks; 2,

Ensure that all personnel on all shifts are trained to perform

7

- of the fire fighting equipment in the facility; and
 - Fire drills shall include simulation of evacuation of residents Evaluate the effectiveness of disaster plans and procedures. ğ
- There shall be special provisions for the evacuation of physically handicapped persons, including those who are hearing or safe areas during at least one drill each year on each shift. impaired. a
- the welfare of the residents precludes an actual evacuation of successive portions of the building under such conditions as to assure an entire building, there must be drills involving the evacuation of the capability of evacuating the entire building with the personnel usually available, should the need arise. Where £)
- A written evaluation of each drill shall be submitted to the facility administrator and shall be maintained for one year. g
- residents for any disaster requiring relocation and any time the A written plan shall be developed for temporarily relocating the temperature in residents' bedrooms falls below 55°F. for 12 hours or h)
- ilby Reporting of Disasters Emergencies

DEPARTMENT OF PUBLIC HEALTH

ILLINOIS REGISTER

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NOTICE OF ADOPTED AMENDMENTS

- the nursing home hotline or by contacting directly contacting the Upon the occurrence of any emergency -- or disaster requiring service, police, fire department or coroner, the preliminary report to the Department utilizing either by using appropriate Department Regional Office during business hours. provide This preliminary report shall include, at a minimum: facility administrator or their designee must hospital 1)
 - name Name and location of facility; A)
- type of disaster emergency;
- number of injuries or deaths to residents;
- number of beds not usable due to the occurrence event;
 - estimate of the extent of damages to the facility; type of assistance needed, if any;
- other State state or local agencies notified about the 0 1 1 1 C B
- If the <u>disaster</u> emergency will not require direct Departmental assistance, the facility shall provide the preliminary report within 24 hours after of the occurrence incident. Additionally, the facility shall submit Department-shall-receive a full written account to the Department within seven days after the occurrence, of--the--incident which includes the information specified in subsection (i)(1) subsections-{b}{t}{t}{d}-through-{b}{t}{t}{f}{d}{d} of this Section and a statement of action taken by the facility after the problem. 2)
 - established by the National Oceanic and Atmospheric Administration 1)c> Each facility shall establish and implement policies and procedures in a written plan to provide for the health, safety, welfare and (see Section 350.Table F), inside the residents' living, dining, index/apparent temperature of 80° F. whenever--the--temperature--and retative--humidity--inside-the-residents-livingy-diningy-activities-or sleeping-areas-of-the-facility-are-equal-to-or--exceed--the--upper--or tower---limit--lines--{the--solid--lines}--of--the--chart---18ones--of Physiological-Perception, displayed-in-Table-F.--Bisaster-Preparedness or sleeping areas of the facility exceeds a heat comfort of all residents when the heat index/apparent temperature, Parameters----Relative-Humidity-and-Temperature:-{A,B} preliminary report. activities,

111. 22 (Source: Amended at APR 15 1998

effective

IT Chicago Kent Law Schnol Li

NOTICE OF ADOPTED AMENDMENTS

Section 350.TABLE F Heat Index Table/Apparent Temperature Disaster Preparedness-Parameters-Retative-Humidity-and-Temperature

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DEPARTMENT OF PUBL :

NOTICE OF ADOPTED AMENIT

Air Temperature (degrees course, se)

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grees	103	40	100	102	105	100	113	3C	(5)	129	135	142	149							
ture (de	100	93	95	67	66	101	104	107	110	11.5	120	126	132	138	144					
Air Temperature (degrees 1	9.5	oc 00	06	16	93	76	96	86	101	104	107	110	11.4	611	124	130	136			
Vir I	90	84	85	86	78	88	90	10	93	95	96	98	100	102	106	109	113	117	122	
	8.5	42	80	oc	82	83	84	85	86	87	88	68	06	16	93	95	6	66	102	105
	80	7.4	ť	92	77	77	78	7.0	79	80	18	- 8	82	83	85	98	86	87	90	68
	۶.	69	0 ر	1.	7.2	51	f f	ť	7.4	7.4	7.5	75	36	76	77	77	78	-18	79	79
	0.	64	59	59	90	99	67	19	68	89	69	69	7.0	7.0	7.0	70	71	7.1	1.	7.1
		5	10	1.5	20	25	30	35	40	45	50	55	09	65	70	7.5	80	85	06	95
									T)ti.	a. 10 _d	THP	(IIIII)	[2 11]	Rela	7					

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Lower Limit. (Table is exerpted from the National Oceanic and Atmospheric Administration)

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Reg. 111. 22 at SEC 1 1990 (Source: Amended

My M 2 = ,= effective

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- Heading of the Part: Long-Term Care for Under Age 22 Facilities Code 1)
- Code Citation: 77 Ill. Adm. Code 390 2)

Adopted Action: New Section Amendments Amendments Section Numbers: 390.Table F 390.315 390.690 3)

- Statutory Authority: Nursing Home Care Act [210 ILCS 45] 4)
- April 15, 1998 Effective Date of Rules: 2)
- Does this Rulemaking Contain an Automatic Repeal Date? (9
- NO Does this Rulemaking Contain Any Incorporations By Reference? 7
- Date Filed in Agency's Principal Office: April 15, 1998 8
- 9 June Date Notice(s) of Proposal was Published in Illinois Register: 1997 - 21 Ill. Reg. 6755 6
- of Has the Joint Committee on Administrative Rules issued a Statement Objections to this/these Rules? No 10)
- Difference Between Proposal and Final Version: 11)

during comments received the first notice or public comment period: None The following changes were made in response to

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

- In line 256, add a period after "Aging". ä
- In line 257, delete the period

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

- Have all the changes agreed upon by the Agency and the Joint Committee it agreed been made as indicated in the agreement letter issued by the Joint Committee? The Department has made all the changes to which it agreed with the Joint Committee. 12)
- No Will the Rules Replace an Emergency Rule Currently in Effect? 13)

NOTICE OF ADOPTED AMENDMENTS

14) Are there any other Amendments Pending on this Part? Yes

Helicineiros 21 111. Neg.		nents 21 Ill. Reg. 15396
	T.	mendments 21 Ill. R

The rules in Part 390 regulate the licensure of long-term care facilities for persons under age 22. Purpose of Rules: Summary and 15)

changes in the Department on Aging's congregate living demonstration Section 390.315 is being added to implement Public Act 89-530 (effective Health Facilities Planning Act, and the Nursing Home Care Act to make facilities participating in the supported congregate living arrangement July 19, 1996), which amended the Illinois Act on the Aging, the Illinois project. The amendment to the Nursing Home Care Act allows the Department of Public Health to grant waivers from the requirements of the Act for demonstration project. The rule provides the information that must be included on a waiver application; references the criteria under which the application will be evaluated; and lists the circumstances under which the Department may revoke the waiver.

is required for moving residents to safe locations within the facility in held at least quarterly, for each shift of personnel, and disaster drills preparedness. A definition of "disaster" has been added. A written plan the event of a tornado warning or severe thunderstorm warning. An Weather Service issues a tornado or severe thunderstorm warning that Fire drills must be established means of facility notification is required when the National for other than fire must be held twice annually, for each shift of Section 390.690 is being amended to revise requirements for disaster covers the area in which the facility is located.

Atmospheric Section 390.Table F has been replaced with a new heat index/apparent and Oceanic National the from temperature chart Administration. Information and Questions regarding this Adopted Rulemaking shall be directed to: 16)

535 West Jefferson, Fifth Floor Department of Public Health Division of Legal Services Springfield, IL 62761 rules@idph.state.il.us Ms. Gail DeVito 217/782-2043

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

The full text of the Adopted Amendments begins on the next page:

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	OF PUBLIC HEALTH	FACILITIES
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PUBLIC HEALTH		ERM
PU	DEPARTMENT	CONG-TERM CARE
TITLE 77:	DEPA	S
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	HAPTER	UBCHAPTER
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LONG-TERM CARE FOR UNDER AGE 22 FACILITIES CODE PART 390

SUBPART A: GENERAL PROVISIONS

Section

				ership		
			Issuance of an Initial License for a New Facility	Issuance of an Initial License Due to a Change of Ownership		
			for a New	Due to a		Actions
	e e		License	License	License	icensure
rements	or Licens		n Initial	n Initial	Renewal	Adverse I
egui	on f		of a	of a	of a	for
General Requirements	Application for License	Licensee	Issuance	Issuance	Issuance of a Renewal License	Criteria for Adverse Licensure Actions
390.110	390.120	390.130	390.140	390,150	390.160	390.165

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390,175 390,180

Information to be Made Available to the Public by the Department Information to Be Made Available to the Public By the Licensee Filing an Annual Attested Financial Statement Issuance of Conditional Licenses Monitor and Receivership Presentation of Findings Ownership Disclosure Municipal Licensing 390.260 390.210 390.220 390.230 390.240 390.250 390.270 390.271 Determination to Issue a Notice of Violation or Administrative Determination of the Level of a Violation Administrative Warning Notice of Violation Warning 390.276 390.272 390.274 390,277

Conditions for Assessment of Penalties Determination to Assess Penalties Calculation of Penalties Reports of Correction Plans of Correction 390.278 390.280 390.282 390,284 390.286

Alcoholism Treatment Programs in Long-Term Care Facilities Department May Survey Facilities Formerly Licensed Reduction or Waiver of Penalties Quarterly List of Violators 390.300 390.288 390.290 390,310

Supported Congregate Living Arrangement Demonstration Definitions 390.320 390.330 390.315

Incorporated and Referenced Materials

390.340

DEPARTMENT OF PUBLIC HEALTH

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SUBPART C: POLICIES

Administrator

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Admission and Discharge Policies Resident Care Policies Management Policies 390.610 390.620 390.630

Section

Initial Health Evaluation for Employees Contract Between Resident and Facility Residents' Advisory Council Personnel Policies General Policies 390.640 390.650 390.660 390.670

Registry of Child Care/Habilitation Aides Health Care Worker Background Check Child Care/Habilitation Aides Student Interns 390.675 190.680 390.681 390.683 390.685

Serious Incidents and Accidents Disaster Preparedness 069.068 390.700

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SUBPART E: HEALTH AND DEVELOPMENTAL SERVICES

Categories of Personnel

390.820

Section 390.810 390.830

General

Consultation Services

Tuberculin Skin Test Procedures Life-Sustaining Treatments Dental Care Services Physician Services Medical Services Nursing Services 390,1020 390.1025 390.1030 390,1035 390.1040 390,1050

Service Programs

390.1010

Section

Physical and Occupational Therapy Services Psychological Services Social Services 390.1060 390.1070 390,1080

Speech Pathology and Audiology Services Recreational and Activity Services Educational Services 390.1090 390,1100 390.1110

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

RESTRAINTS AND BEHAVIOR SUBPART F:

Unnecessary, Psychotropic, and Antipsychotic Drugs Nonemergency Use of Physical Restraints Emergency Use of Physical Restraints MANAGEMENT Behavior Emergencies (Repealed) Behavior Management Restraints 390,1310 390.1312 390.1314 390,1316 390.1320 390,1330 Section

SUBPART G: MEDICATIONS

Control of Narcotics and Legend Drugs Conformance with Physician's Orders Labeling and Storage of Medications Medication Policies and Procedures Administration of Medication 390.1410 390.1420 390.1430 390.1440 390.1450 Section

SUBPART H: RESIDENT AND FACILITY RECORDS

Resident Record Requirements Content of Medical Records 390,1610 390.1620 Section

Retention and Transfer of Resident Records Records Pertaining to Residents' Property Confidentiality of Resident's Records 390,1650 390,1630 390.1640

Staff Responsibility for Medical Records Other Resident Record Requirements 390,1660 390,1670

Other Facility Record Requirements Retention of Facility Records 390,1680 390.1690

SUBPART I: FOOD SERVICE

Dietary Staff in Addition to Director of Food Services Kitchen Equipment, Utensils, and Supplies Adequacy of Diet and Meal Pattern Preparation of Infant Formula Infant and Therapeutic Diets Food Preparation and Service Director of Food Services Hygiene of Dietary Staff Food Handling Sanitation Scheduling Meals Menu Planning Diet Orders 390.1870 390.1880 390.1910 390.1830 390.1840 390,1860 390.1900 390.1810 390.1820 390.1850 390.1890 Section

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SUBPART J: MAINTENANCE, HOUSEKEEPING, AND LAUNDRY

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Sterilization of Supplies and Equipment Equipment and Supplies 390.2220 390.2230 SUBPART L: WATER SUPPLY AND SEWAGE DISPOSAL

Codes 390.2410 Section

Sewage Disposal Water Supply 390.2420 390.2430

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390.2440

DESIGN AND CONSTRUCTION STANDARDS FOR NEW FACILITIES SUBPART M:

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Nursing Unit 390.2660

Dining, Play, Activity/Program Rooms Therapy and Personal Care Service Departments 390.2670 390.2680 390,2690

General Building Requirements Structural 390.2710 390.2700

Mechanical Systems Plumbing Systems 390.2720 390.2730 Electrical Systems

390.2740

SUBPART N: DESIGN AND CONSTRUCTION STANDARDS FOR EXISTING FACILITIES

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390.2940

NOTICE OF ADOPTED AMENDMENTS

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	General	Medical and Personal Care Program	Restraints	Abuse and Neglect	Communication and Visitation	Resident's Funds	Residents' Advisory Council	Contract With Facility	Private Right of Action	Transfer or Discharge	Complaint Procedures	Confidentiality	Facility Implementation	
Section	390.3210	390.3220	390,3230	390.3240	390,3250	390.3260	390.3270	390.3280	390.3290	390,3300	390.3310	390.3320	390.3330	

SUBPART P: DAY CARE PROGRAMS

Care

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Section 390.3510 APPENDIX A APPENDIX B APPENDIX C TABLE B TABLE C TABLE C TABLE C TABLE C TABLE C

AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS

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NOTICE OF ADOPTED AMENDMENTS

Days; amended at 6 Ill. Reg. 11622, effective September 14, 1982; amended at 6 December 22, 1982; amended at 7 Ill. Reg. 1927, effective January 28, 1983; 8 Ill. Reg. 25083, effective December 14, 1984; amended at 9 Ill. Reg. 122, effective December 26, 1984; amended at 9 Ill. Reg. 10785, effective July 1, effective October 1, 1988; emergency amendment at 12 111. Reg. 18243, effective 19521, effective December 1, 1989; amended at 14 Ill. Reg. 14904, effective October 1, 1990; amended at 15 Ill. Reg. 1878, effective January 25, 1991; effective February 3, 1993, for a maximum of 150 days; emergency expired on effective January 1, 1994; amended at 17 III. Reg. 19235, effective October 26, 1993; amended at 17 III. Reg. 19547, effective November 4, 1993; amended at 17 15, 1994; amended at 19 Ill. Reg. 11525, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 535, effective January 1, 1996, for a maximum of 150 July 15, 1996; amended at 20 Ill. Reg. 12101, effective September 10, 1996; amendment at 6 Ill. Reg. 3223, effective March 8, 1982, for a maximum of 150 Ill. Req. 14557 and 14560, effective November 8, 1982; amended at 6 Ill. Req. 14678, effective November 15, 1982; amended at 7 Ill. Reg. 282, effective amended at 7 Ill. Reg. 8574, effective July 11, 1983; amended at 7 Ill. Reg. 15821, effective November 15, 1983; amended at 7 Ill. Reg. 16988, effective December 14, 1983; amended at 8 Ill. Reg. 15585, 15589, and 15592, effective August 15, 1984; amended at 8 Ill. Reg. 16989, effective September 5, 1984; codified at 8 Ill. Reg. 19823; amended at 8 Ill. Reg. 24159, effective November 29, 1984; amended at 8 Ill. Reg. 24656, effective December 7, 1984; amended at 1985; amended at 11 Ill. Reg. 16782, effective October 1, 1987; amended at 12 Reg. 931, effective December 24, 1987; amended at 12 Ill. Reg. 16780, October 24, 1988, for a maximum of 150 days; emergency expired March 23, 1989; amended at 13 111. Reg. 6301, effective April 17, 1989; amended at 13 111. Reg. amended at 16 Ill. Reg. 623, effective January 1, 1992; amended at 16 Ill. Reg. 14329, effective September 3, 1992; emergency amendment at 17 Ill. Reg. 2390, July 3, 1993; emergency amendment at 17 Ill. Reg. 7974, effective May 6, 1993, for a maximum of 150 days; emergency expired on October 3, 1993; amended at 17 Ill. Reg. 15073, effective September 3, 1993; amended at 17 Ill. Reg. 16167, Reg. 21031, effective November 20, 1993; amended at 18 Ill. Reg. 1453, effective January 14, 1994; amended at 18 Ill. Reg. 15807, effective October days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10106, effective SOURCE: Adopted at 6 111. Reg. 1658, effective February 1, 1982; emergency at 22 Ill. Reg. 4062, effective February 13, 1998; amended at 22 Ill. APR 1 5 1998 _, effective

SUBPART A: GENERAL PROVISIONS

Section 390.315 Supported Congregate Living Arrangement Demonstration

(22) for

dness

Department a joint waiver request with the Department on Aging or documentation that the Department on Aging failed to act upon a waiver A facility or location approved to participate in the Supported Congregate Living Arrangement Demonstration authorized by Section [20 ILCS 105/4.02b] and requesting a waiver of the Act and this Part shall submit the Aging Illinois Act on a)

DEPARTMENT OF PUBLIC HEALTH NOTICE OF ADOPTED AMENDMENTS application within 60 days after the applicant submitted a request to the Department on Aging. (Section 4.02b of the Illinois Act on the

a specific listing of those portions of the Act and this Part for

The waiver application shall include the following:

Aging)

Q

which a waiver is being requested; and the applicant's proposed Program Plan.

The proposed Program Plan shall describe the types of residents to be served and the services that will be provided in the Supported

0

Congregate Living Arrangement Demonstration.

The Department will evaluate the waiver application based on the

(Section 3-102.2 of the

The Department may revoke the waiver if the Department determines that

the Supported Congregate Living Arrangement Demonstration:

fied within 10 days after the Department's waiver determination. criteria in Section 390.320 of this Part. The applicant shall

not i

9

g

accordance with subsection (b) of this Section (Section 3-102.2

not in compliance with the Program Plan submitted

has been terminated from the demonstration by the Department

conditions; or

ın

2) 3)

of the Act);

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(Source: Added at

SUBPART C: POLICIES

Section 390.690 Disaster Preparedness

compliance with the Department's waiver approv-

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- There shall be an established means of facility notification when Administration weather radio in the facility or arrangements with thunderstorm warning that covers the area within which the Approved notification measures include being within range of local tornado warning ocal public safety agencies (police, fire, ESDA) to be notified facility is located. The notification mechanism must be operable National Oceanic and the National Weather Service issues a tornado than commercial radio or television. or severe thunderstorm warning. if a warning is issued. an
- shift of facility personnel and-under-varied-conditions; in-order-to: c)by Fire and-disaster drills shall be held at least quarterly, for each Disaster drills for other than fire shall be held twice annually for each shift of facility personnel. Drills shall be held under varied
 - 1) Ensure that all personnel on all shifts are trained to perform assigned tasks; conditions to:
- 2) Ensure that all personnel on all shifts are familiar with the use of the fire-fighting equipment in the facility;
- residents to safe areas during at least one drill each year on each d)4) Fire and--disaster drills shall include simulation of evacuation of 3) Evaluate the effectiveness of disaster plans and procedures.
- sight impaired deaf-and-biind; such as fire chutes and mattress toops physically handicapped persons, including those who are hearing e)5→ There shall be special provisions for the evacuation
- an entire building, there must be drills involving the evacuation of assure the capability of evacuating the entire building with the £)67 Where the welfare of the residents precludes an actual evacuation building under such conditions as successive portions of the
- of each drill shall be submitted to the facility administrator and which shall be maintained personnel usually available, should the need arise. q177 A There-shall-be--a written evaluation for one year three-years.

as a result of a natural force or mechanical failure such as water,

For the purpose of this Section only, "disaster" means an

wind or fire, or a lack of essential resources such as electrical

that poses a threat to the safety and welfare of residents,

personnel, and others present in the facility.

b)at Each facility shall have policies covering

disaster preparedness_

including a written plan for staff α and residents and others to

chroumstances--or--emergencies:---The-plan-shall-be-rehearsed-at-least follow in--case-of-fire,-explosion,-severe-weather-or-other--hazardous

twice-a--year-for-each-shift. The plan shall include, but is not

1) All personnel employed on the premises shall

limited to, the following: (B)

instructed in the use of fire extinguishers.

2) 3)

- plan shall be developed for temporarily relocating the residents for any disaster emergency requiring relocation and any time the temperature in residents' bedrooms falls below 55° F. Pahenheit for 12 hours or more. h)e A written
 - i)d) Reporting of Disasters Emergeneies

be properly

residents to safe

A diagram written-plan of the evacuation route shall be posted,

and made familiar to all personnel employed on the premises.

A written plan shall be developed for moving

locations within the facility in the event of a tornado warning

1) Upon the occurrence of any emergency--or disaster requiring or their designee must provide a the nursing home hotline or by contacting directly contacting the appropriate Department Regional Office during business hours. hospital service, police, fire department or coroner, preliminary report to the Department utilizing either by This preliminary report shall include, at a minimum: administrator facility

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name Name and location of facility;

type of disaster emergency;

number of beds not usable due to the occurrence event; number of injuries or deaths to residents;

estimate of the extent of damages to the facility;

type of assistance needed, if any; G F G C G B B

other State state or local agencies notified about the problem.

assistance, the facility shall provide the preliminary report within 24 hours after of the occurrence incident. Additionally, the facility shall submit Bepartment-shall-receive a full written of-the-incident which includes the information specified in subsection subsections -- (d)(1)(A)--through -- (d)(1)(6) of this the disaster emergency will not require direct Departmental account to the Department within seven days after the occurrence, Section and a statement of action taken by the facility after the preliminary report. 2)

le Fach facility shall establish and implement policies and procedures in a written plan to provide for the health, safety, welfare and whenever-the-temperature-and comfort of all residents when the heat index/apparent temperature (see National Oceanic and inside the residents' living, dining, relative-humidity-inside-the-residents-living-dining--activities--or sleeping--areas--of--the--facitity-are-equal-to-or-exceed-the-upper-or łower--łimit--lines--(the--solid--lines)--o£--the--chaπtγ---Hgones---o£ Phsychological---Preception, 4---displayed---in---gable----Pt-asster Preparedness-Parameters----Retative-Humidity-and-Yemperature-⁴⁻-(A7-B) activities, or sleeping areas of the facility exceeds a Section 390.Table F), as established by index/apparent temperature of 80° F. Atmospheric Administration,

effective Reg. 111. 22 (Source: Amended at

DEPARTMENT OF PUBLIC HEALTH

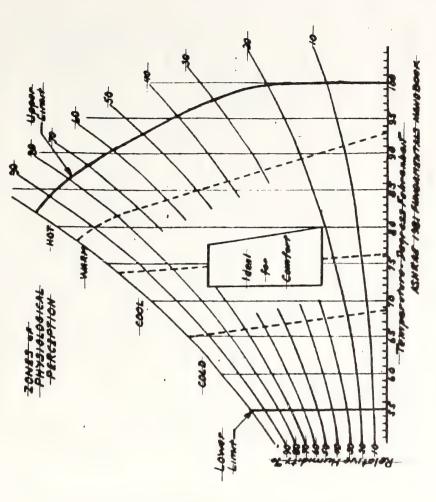
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NOTICE OF ADOPTED AMENDMENTS

SUBPART P: DAY CARE PROGRAMS

Bisaster Bisaster Temperature Preparedness-Parameters-Relative-Humidity-and-Temperature Index Table/Apparent F Heat Section 390.TABLE



TELLINOIS REGISTER

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Air Pemperature (degrees Fahrenheit)

Air Temperature (degrees Fahrenheit)

	-				The state of the s	The state of the s							
7.0	7.	80	85	0.6	65	100	105	110	-15	130	5	130	135
70	7 6	7.4	10	84	88	93	46	102	107	111	116	122	128
69	3.0	10.	80	85	06	56	100	105	=	116	123	131	
17.0	-	9		90	16	76	102	108	115	123	131		
ts6	£ 1	۲.	82	87	93	66	105	112	120	130	171		
50	Ç	11	83	88	94	101	109	117	127	139			
٤ ا	í	30	84	06	96	104	113	123	135	148			
t- 1	ſ	7.0	85	16	86	107	118	130	143				
28		٥.,	86	93	101	110	123	137	151				
85	→	80	87	95	101	115	129	143					
6.0	7.	200	88	96	107	120	135	150					
35	Ť	18	68	86	110	126	142						
2	r _C	82	06	100	711	132	149						
P	٦٥	83	16	102	611	138							
þ	1	85	93	106	124	144							
0,	77	86	95	601	130								
-	200	86	16	113	136								
-	20	87	66	117									
-	0-	80 90	102	122									
17	6.	68	105										

(Relative Humidity Percent)

(Lable is exerpted from the National Oceanic and Atmospheric Administration)

(Table is from the National Oceanic and Atmospheric Administration)

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DEPARTMENT OF PUBLIC HEALTH NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at APP 1998

22

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Reg.

effective

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

Heading of the Part: Sheltered Care Facilities Code

1)

- 77 Ill. Adm. Code 330 Code Citation: 2)
- Adopted Action New Section Amendments Amendments Section Numbers: 330.Table A 330,315 330.770 3)
- Statutory Authority: Nursing Home Care Act [210 ILCS 45] 4)
- Effective Date of Rules: April 15, 1998 2)
- Does this Rulemaking Contain an Automatic Repeal Date? No (9
- N_O Does this Rulemaking Contain Any Incorporations By Reference? 7)
- Date Filed in Agency's Principal Office: April 15, 1998 8
- Date Notice(s) of Proposal was Published in Illinois Register: June 6, 1997 21 111. Reg. 6770 6
- of Has the Joint Committee on Administrative Rules issued a Statement Objections to this/these Rules? 10)
- Difference Between Proposal and Final Version: 11)

comments received during The following changes were made in response to the first notice or public comment period: None The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules: None In addition, various typographical, grammatical and form changes were made response to the comments from the Administrative Code Division and in response to the comments from the Admi Joint Committee on Administrative Rules,

- Have all the changes agreed upon by the Agency and the Joint Committee been made as indicated in the agreement letter issued by the Joint The Department has made all the changes to which it agreed with the Joint Committee. Committee? 12)
- $^{\circ}$ Will the Rules Replace an Emergency Rule Currently in Effect? 13)
- Are there any other Amendments Pending on this Part? 14)

Illinois Register Citation Proposed Action Section Numbers

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

21 Ill. Reg. 15425	21 Ill. Reg. 15425	21 Ill. Reg. 15425
Amendments	Amendments	Repealer
330,340	330.3040	330.4230

regulate the The rules in Part 330 licensure of sheltered care facilities. Summary and Purpose of Rules: 15)

included on a waiver application; references the criteria under which the application will be evaluated; and lists the circumstances under which the Section 330.315 is being added to implement Public Act 89-530 (effective July 19, 1996), which amended the Illinois Act on the Aging, the Illinois Health Facilities Planning Act, and the Nursing Home Care Act to make changes in the Department on Aging's congregate living demonstration The amendment to the Nursing Home Care Act allows the Department of Public Health to grant waivers from the requirements of the Act for facilities participating in the supported congregate living arrangement The rule provides the information that must be Department may revoke the waiver. demonstration project. project.

is required for moving residents to safe locations within the facility in established means of facility notification is required when the National held at least quarterly, for each shift of personnel, and disaster drills Section 330.770 is being amended to revise requirements for disaster preparedness. A definition of "disaster" has been added. A written plan Weather Service issues a tornado or severe thunderstorm warning that covers the area in which the facility is located. Fire drills must be for other than fire must be held twice annually, for each shift of or severe thunderstorm warning. a tornado warning the event of personnel.

a new heat index/apparent Oceanic and Atmospheric Section 330. Table A has been replaced with the National chart from Administration. þe Information and Questions regarding this Adopted Rulemaking shall. directed to: 16)

535 West Jefferson, Fifth Floor Department of Public Health Division of Legal Services rules@idph.state.il.us Springfield, IL 62761 Ms. Gail DeVito 217/782-2043

The full text of the Adopted Amendments begins on the next page:

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	DEPARTMENT OF PUBLIC HEALTH			
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	TITLE 77: PUBLIC HEALTH CHAPTER I: DEPARTMENT OF PUBLIC HEALTH SUBCHAPTER C: LONG-TERM CARE FACILITIES		Section	5 4 5 4 7 7
	PART 330 SHELTERED CARE FACILITIES CODE		230.520	Administrator
	SUBPART A: GENERAL PROVISIONS		Section 330.710	Resident Care
Section 330.110	General Requirements		330.720	Admission and I Contract Betwee Residents' Advi
330.130	hyprication for premise Licensee		330.750	General Policie
330.140 330.150	Issuance of an Initial License For a New Facility Issuance of an Initial License Due to a Change of Ownership		330.760	Personnel Polic Initial Health
330.160	Issuance of a Renewal License		330.770	Disaster Prepar
330.170	Criteria for Adverse Dicensure Actions Denial of Initial License			
330.175	Denial of Renewal of License Revocation of License			
330.190	Experimental Program Conflicting With Requirements		Section	
330.200	Inspections, Surveys, Evaluations and Consultation		330,910	Personnel
330.220	Information to be Made Available to the Public By the Department	<u>.</u>	330,913	Nursing and Per
330,230	Information to be Made Available to the Public By the Licensee		330.916	Student Interns
330.240	Municipal Licensing		330,920	Consultation Se Personnel Police
330.260	Issuance of Conditional Licenses			
330.270	Monitoring and Receivership			SUBPART E: HE?
330.271	Presentation of Findings	4	roi + ras	
330.27	a notice of	2	330.1110	Medical Care Po
330.274	Determination of the Level of a Violation		330.1120	Personal Care
330.276	Notice of Violation		330.1125	Life Sustaining
330.277	Administrative Warning Dlans of Correction		330.1135	Tuberculin Skir
330.280	Reports of Correction		330.1140	Behavior Emerge
330.282	Conditions for Assessment of Penalties		330.1145	Restraints
330.284	Calculation of Penalties		330.1150	Emergency Use
330.288	Determination to Assess Fenalties Reduction or Waiver of Penalties		0000	Omecessary, Fe
330.290	Quarterly List of Violators			SUE
330.300	Alcoholism Treatment Programs In Long-Term Care Facilities			
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330,320	Supported Congregate Living Arrangement Demonstration Waivers		330.1320	Work Programs
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330,340	Incorporated and Referenced Materials			

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

SUBPART B: ADMINISTRATION

SUBPART C: POLICIES

Care Policies

Between Resident and Facility n and Discharge Policies

s' Advisory Council

| Policies Policies

fealth Evaluation for Employees

Preparedness Incidents and Accidents

SUBPART D: PERSONNEL

are Worker Background Check and Personal Care Assistants (Repealed)

Interns (Repealed) tion Services l Policies E: HEALTH SERVICES AND MEDICAL CARE OF RESIDENTS

Care Policies Care

in Skin Test Procedures taining Treatments able Disease Policies

Emergencies (Repealed)

ary, Psychotropic, and Antipsychotic Drugs y Use of Physical Restraints

SUBPART F: RESTORATIVE SERVICES

Program

grams
Policies for Restorative Services

NOTICE OF ADOPTED AMENDMENTS

MEDICATIONS	
SUBPART G:	Medication Policies Administration of Medication

RECORDS
FACILITY
AND
RESIDENT
H
SUBPART

Labeling and Storage of Medications

Section 330.1510 330.1520 330.1530

	Resident Record Requirements	Content of Medical Records	Records Pertaining to Residents' Property	Retention and Transfer of Resident Records	Other Resident Record Requirements	Retention of Facility Records	Other Facility Record Requirements
Section	330.1710	330.1720	330.1730	330.1740	330,1750	330.1760	330.1770

SUBPART I: FOOD SERVICE

SUBPART J: MAINTENANCE, HOUSEKEEPING AND LAUNDRY

	Maintenance	Housekeeping	Laundry Services	
Section	330.2210	330.2220	330.2230	

SUBPART K: FURNISHINGS, EQUIPMENT, AND SUPPLIES

		Supplies	
	Furnishings	Equipment and	
Section	330.2410	330.2420	

SUBPART L: WATER SUPPLY AND SEWAGE DISPOSAL

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

	,,,	
	Codes	

	FOR NEW
	DESIGN AND CONSTRUCTION STANDARDS FOR NEW SHELTERED CARE FACILITIES
-	DESIGN AND SHELTERED
Codes Water Supply Sewage Disposal Plumbing	SUBPART M:
Section 330.2610 330.2620 330.2630	

		**				Existing Structures
rirst stage Drawings	Second Stage Drawings	al Drawings	Drawings	Drawings	Drawings	o Existing
rage	Stag	ctur				ns to
FILST	Second	Architectural	Structural	Mechanical	Electrical	Additions
330.7800	330.2870	330.2880	330.2890	330.3000	330.3010	330,3020

			Requirements	
Specifications	Building Codes	Site	General Building	Administration
330.3030	330,3040	330,3050	330,3060	330.3070

Activity	Living, Dining,	330.3100
Rooms	Bath and Toilet	330.3090
	Corridors	330,3080
	Administration	330.3070

Rooms

					Storage	
5					and	
		Room			Service,	
	Bedrooms	Special Care	Kitchen	Laundry	Housekeeping,	Plumbing
	330,3110	330,3120	330,3130	330,3140	330,3150	330.3160

Electrical

Heating

330.3170

CARE FACILITIES

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Exit Facilities and Subdivision of Floor Areas	Stairways, Vertical Openings, and Doorways	Corridors		Hazardous Areas and Combustible Storage		Fire Extinguishers, Electric Wiring, and Miscellaneous		
330.3360	330.3370	330.3380	330.3390	330.3400	330.3410	330,3420	330.3430	

SUBPART O: DESIGN AND CONSTRUCTION STANDARDS FOR EXISTING SHELTERED CARE FACILITIES

Section	
330,3610	Site
330.3620	General Building Requirements
330,3630	Administration
330.3640	Corridors
330,3650	Bath and Toilet Rooms
330.3660	Living, Dining, and Activity Rooms
330.3670	Bedrooms
330,3680	Special Care Room
330.3690	Kitchen
330,3700	Laundry Room
330,3710	Housekeeping and Service Rooms and Storage Space
330,3720	Plumbing and Heating
330.3730	Electrical

SUBPART P: FIRE PROTECTION STANDARDS FOR EXISTING SHELTERED CARE FACILITIES

SUBPART Q: RESIDENT'S RIGHTS

	Program		
	Care		
	Personal		
	and	ıts	
General	Medical	Restrain	
330.4210	330.4220	330.4230	
	30.4210 Genera	30.4210 General 30.4220 Medical and Personal Care Progra	30.4210 General 30.4220 Medical and Personal Care Progra 30.4230 Restraints

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AMENDMENTS	
ADOPTED	
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Heat Index Table/Apparent Temperature BisasterFrence	TABLE A	
Guidelines for the Use of Various Drugs	APPENDIX E	
Consultation		
Criteria for Activity Directors Who Need Only	APPENDIX D	
Forms for Day Care in Long-Term Care Facilities	APPENDIX C	
Levels of Service (Repealed)		
Classification of Distinct Part of a Facility For Di	APPENDIX B	
Sheltered Care Facilities		
Interpretation, Components, and Illustrative Service	APPENDIX A	
Day Care In Long-Term Care Facilities	Section 330,4510	
SUBPART R: DAY CARE PROGRAMS		
Facility Implementation	330.4330	
Confidentiality	330.4320	
Complaint Procedures	330.4310	
Transfer or Discharge	330.4300	
Private Right of Action	330.4290	
Contract With Facility	330.4280	
Residents' Advisory Council	330.4270	
Resident's Funds	330.4260	
Communication and Visitation	330.4250	
Abuse and Neglect	330.4240	

APPENDIX A	A	Interpretation, Components, and Illustrative Services for
APPENDIX	EQ.	Shellered care racilities Classification of Distinct Part of a Facility For Different
APPENDIX C	C	Levels of Service (Repealed) Forms for Day Care in Long-Werm Care Racilities
APPENDIX	0	Criteria for Activity Directors Who Need Only Minimal
		Consultation
APPENDIX E	回	Guidelines for the Use of Various Drugs
TABLE A		Heat Index Table/Apparent Temperature Bisaster Preparedness
		ParametersRelative-Humidity-and-Temperature

AUTHORITY: Implementing and authorized by the Nursing Home Care Act [210 ILCS 45].

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effective February 3, 1993, for a maximum of 150 days; emergency expired on October 1, 1990; amended at 15 Ill. Reg. 516, effective January 1, 1991; amended at 16 Ill. Reg. 651, effective January 1, 1992; amended at 16 Ill. Reg. for a maximum of 150 days; emergency expired on October 3, 1993; amended at 17 Reg. 15089, effective September 3, 1993; amended at 17 Ill. Reg. 16180, effective January 1, 1994; amended at 17 Ill. Reg. 19258, effective October 26, 1993; amended at 17 Ill. Reg. 19576, effective November 4, 1993; amended at 17 Reg. 21044, effective November 20, 1993; amended at 18 Ill. Reg. 1475, effective January 14, 1994; amended at 18 Ill. Reg. 15851, effective October 15, 1994; amended at 19 111. Reg. 11567, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 552, effective January 1, 1996, for a maximum of 150 days; emergency expired on May 29, 1996; amended at 20 Ill. Reg. 10125, 1996; amended at 22 Ill. Reg. 4078, effective February 13, 1998; amended at 22 effective July 15, 1996; amended at 20 Ill. Reg. 12160, effective September 10, 14370, effective September 3, 1992; emergency amendment at 17 Ill. Reg. 2405, July 3, 1993; emergency amendment at 17 Ill. Reg. 8000, effective May 6, 1993, , effective 111.

SUBPART A: GENERAL PROVISIONS

Section 330.315 Supported Congregate Living Arrangement Demonstration

- [20 ILCS 105/4.02b] and requesting a waiver of the Act and this Part shall submit to the Department a joint waiver request with the Department on Aging or documentation that the Department on Aging failed to act upon a waiver the Department on Aging (Section 4.02b of the Illinois Act on the A facility or location approved to participate in the Supported Congregate Living Arrangement Demonstration authorized by Section application within 60 days after the applicant submitted a request the Illinois Act on the Aging Aging] a)
- 1) a specific listing of those portions of the Act and this Part for The waiver application shall include the following: q
- which a waiver is being requested; and the applicant's proposed Program Plan.
- served and the services that will be provided in the Supported Congregate Living Arrangement Demonstration. (Section 3-102.2 of the The proposed Program Plan shall describe the types of residents to 0
- The Department will evaluate the waiver application based on the The applicant shall be The Department may revoke the waiver if the Department determines that notified within 10 days after the Department's waiver determination. criteria in Section 330.320 of this Part. q) (a
 - 3-102.2 submitted (Section Supported Congregate Living Arrangement Demonstration: compliance with the Program Plan accordance with subsection (b) of this Section in of the Act); not the
 - is not in compliance with the Department's waiver approval 2)

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on has been terminated from the demonstration by the Department conditions; or Aging. 3)

111. 22 (Source:

Reg.

effective

SUBPART C: POLICIES

Section 330.770 Disaster Preparedness

- as a result of a natural force or mechanical failure such as water, wind or fire, or a lack of essential resources such as electrical that poses a threat to the safety and welfare of residents, For the purpose of this Section only, "disaster" means an a)
 - personnel, and others present in the facility.

 blat Each facility shall have policies covering disaster preparedness. including a written plan for staff $_L$ and residents and others to follow in--case--of--firey--explosion,--severe--weather--or--other--hazardous circumstances--or--emergencies----The-plan-shall-be-rehearsed-at-least twice-a-year-for-each-shift. The plan shall include, but is limited to, the following: (B)
 - be properly 1) All personnel employed on the premises shall instructed in the use of fire extinguishers.
- A diagram written-plan of the evacuation route shall be posted, and made familiar to all personnel employed on the premises. 5
- shall be developed for moving residents to safe locations within the facility in the event of a tornado warning or severe thunderstorm warning. A written plan
- There shall be an established means of facility notification when the National Weather Service issues a tornado or severe thunderstorm warning that covers the area in which the facility The notification mechanism must be other than Approved notification measures include being within range of local tornado warning sirens, an operable National Oceanic and Atmospheric Administration weather radio in the facility or arrangements with local public safety agencies (police, fire, ESDA) to be notified if a warning commercial radio or television. is located. issued. 4)
- c)b) Fire and--disaster drills shall be held at least quarterly, for each shift of facility personnel and-under-varied-conditions; -in-order-to: Disaster drills for other than fire shall be held twice annually for each shift of facility personnel. Drills shall be held under varied conditions to:
- 1) Ensure that all personnel on all shifts are trained to perform assigned tasks;
- Ensure that all personnel on all shifts are familiar with the use

NOTICE OF ADOPTED AMENDMENTS

of the fire fighting equipment in the facility;

- d)4} Fire and--disaster drills shall include simulation of evacuation of residents to safe areas during at least one drill each year on each Evaluate the effectiveness of disaster plans and procedures.7
- physically handicapped persons, including those who are hearing or sight impaired deaf-or-blind, such as fire chutes and mattress toops shall be special provisions for the evacuation of e)5} There
 - an entire building, there must be drills involving the evacuation of successive portions of the building under such conditions as to assure the capability of evacuating the entire building with the personnel £)6+ Where the welfare of the residents precludes an actual evacuation usually available, should the need arise. with-poles.
- 9177 A There--shall-be--a written evaluation of each drill shall be submitted to the facility administrator and which shall be maintained for one year three-years.
- hlet A written plan shall be developed for temporarily relocating the residents for any disaster emergeney requiring relocation and any time F. degrees the temperature in residents' bedrooms falls below 55° Pahrenheit for 12 hours or more.
- i)dy Reporting of Disasters Emergencies
- Upon the occurrence of any emergency -- or disaster requiring their designee must provide a immediately,---or--at--the--latest--the--next--working--day,--the Department-utilizing--either the nursing home hotline or by the appropriate Department Regional Office during business hours. This preliminary report hospital service, police, fire department or coroner, preliminary report to the Department either by using contacting Or shall include, at a minimum: facility administrator directly contacting
 - name Name and location of facility;
- number of injuries or deaths to residents; type of disaster emergency;
- number of beds not usable due to the occurrence event;
- estimate of the extent of damages to the facility;
- other State state or local agencies notified about the type of assistance needed, if any;
- assistance, the facility shall provide the preliminary report Additionally, the facility shall submit Department-shall-receive a full written account to the Department within seven days after the occurrence, of--the--incident which includes the information specified in subsection subsections (i)(d)(l)(A)--through--{d}(t)(t)(G) of this Section and a statement of action taken by the facility after the If the disaster emergency will not require direct Departmental within 24 hours after of the occurrence incident. preliminary report. problem. 2)

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NOTICE OF ADOPTED AMENDMENTS

1) e + Each facility shall establish and implement policies and procedures comfort of all residents when the heat index/apparent temperature (see whenever--the--temperature--and in a written plan to provide for the health, safety, welfare and the National Oceanic and or sleeping areas of the facility exceeds a heat relative--humidity--inside-the-residents-living--dining--activites-or sleeping-areas-of-the-facility-are-equal-to-or--exceed--the--upper--or ±ower---limit--lines--(the--solid--lines)--of--the--chart,---£ones--of Physiological-Perception,-displayed-in-Table-A:---bisaster-Preparedness Parameters----Relative-Humidity-and-Yemperature---(A,B) Atmospheric Administration, inside the residents' 330.Table A), as established by index/apparent temperature of 80° F. activities,

effective Reg. 111, (Source: Amended ILLINOIS REGISTER

NOTICE OF ADOPTED AMENDMENTS

SUBPART P: DAY CARE PROGRAMS

A Heat Index Table/Apparent Temperature Bisaster Preparedness-Parameters--Relative-Humidity-and-Temperature Section 330.TABLE

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DEPARTMENT OF PUBLIC HEALTH NOTICE OF ADOPTED AMENDMENTS

Air Temperature (degrees Fahrenheit)

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						All Temperature (degrees Fantenner)	נחוב (מנ	grees r	ani cini					
	70	75	80	85	06	95	100	105	110	115	120	125	130	135
5	64	69	74	79	84	88	93	76	102	107	111	116	122	128
01	65	70	7.5	80	85	06	95	100	105	111	116	123	131	
15	65	7.1	76	81	98	91	6	102	108	115	123	131		
20	99	72	77	82	87	93	66	105	112	120	130	141		
25	99	72	77	83	88	94	101	109	117	127	139			
30		73	78	84	90	96	104	113	123	135	148			
35	29	73	79	85	16	86	107	118	130	143				
04	89	74	79	98	93	101	110	123	137	151				
45	89	74	80	87	95	104	115	129	143					
50	69	75	81	88	96	107	120	135	150					
55	69	75	8 1	68	98	110	126	142						
09	70	92	82	96	100	114	132	149						
65	70	76	83	91	102	119	138							
70	70	77	85	93	106	124	144							
75	70	77	98	95	601	130								
08	7.1	78	98	16	113	136								
85	7.1	78	87	66	117									
06	71	79	88	102	122									
9.6	7.1	79	68	105										

(Relative Humidity Percent)

(Table is exerpted from the National Oceanic and Atmospheric Administration)

(Table is from the National Oceanic and Atmospheric Administration)

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Reg. 111. 22 (Source: APR 1 3 1998 at

. effective 6 6 1

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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- Heading of the Part: Skilled Nursing and Intermediate Care Facilities Code 1)
- Code Citation: 77 Ill. Adm. Code 300 2)
- Adopted Action: New Section Amendments Amendments Section Numbers: 300. Table D 300.670 300.315 3)
- Statutory Authority: Nursing Home Care Act [210 ILCS 45] 4)
- Effective Date of Rules: April 15, 1998 2)
- Does this Rulemaking Contain an Automatic Repeal Date? (9
- S_N Does this Rulemaking Contain Any Incorporations By Reference? 7
- Date Filed in Agency's Principal Office: April 15, 1998 8
- Date Notice(s) of Proposal was Published in Illinois Register: 6

June 6, 1997 - 21 Ill. Reg. 6786

- of Has the Joint Committee on Administrative Rules issued a Statement Objections to this/these Rules? No 10)
- Difference Between Proposal and Final Version: The following changes were comment period: None 11)

The following changes were made in response to comments and suggestions of the Joint Committee on Administrative Rules:

- 1. After line 51, insert "300.615 Determination of Need Screening."
- In line 281, add "amended at 21 Ill. Reg. 15000, effective November 15, 1997;" after "1996;". 2

In addition, various typographical, grammatical and form changes were made in response to the comments from the Administrative Code Division and the Joint Committee on Administrative Rules.

- Have all the changes agreed upon by the Agency and the Joint Committee Committee? The Department has made all the changes to which it agreed been made as indicated in the agreement letter issued by the Joint with the Joint Committee. 12)
- Will the Rules Replace an Emergency Rule Currently in Effect? 13)

NO.

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Are there any other Amendments Pending on this Part? Yes

If Yes:

14)

 Section Numbers
 Proposed Action
 Ill. Req. Citation

 300.340
 Amendments
 21 Ill. Reg. 15425

 300.2820
 Amendments
 21 Ill. Reg. 15425

 300.3230
 Repealer
 21 Ill. Reg. 15425

15) Summary and Purpose of Rules: The rules in Part 300 regulate the licensure of skilled nursing and intermediate care facilities.

Section 300.315 is being added to implement Public Act 89-530 (effective July 19, 1996), which amended the Illinois Act on the Aging, the Illinois Health Facilities Planning Act, and the Nursing Home Care Act to make changes in the Department on Aging's congregate living demonstration project. The amendment to the Nursing Home Care Act allows the Department of Public Health to grant waivers from the requirements of the Act for facilities participating in the supported congregate living arrangement demonstration project. The rule provides the information that must be included on a waiver application; references the criteria under which the Department may revoke the waiver.

Section 300.670 is being amended to revise requirements for disaster preparedness. A definition of "disaster" has been added. A written plan is required for moving residents to safe locations within the facility in the event of a tornado warning or severe thunderstorm warning. An established means of facility notification is required when the National Weather Service issues a tornado or severe thunderstorm warning that covers the area in which the facility is located. Fire drills must be held at least quarterly, for each shift of personnel, and disaster drills personnel.

Section 300.Table D has been replaced with a new heat index/apparent temperature chart from the National Oceanic and Atmospheric Administration.

16) Information and Questions regarding this Adopted Rulemaking shall b directed to:

Ms. Gail DeVito
Division of Legal Services
Department of Public Health
535 West Jefferson, Fifth Floor
Springfield, Illinois 62761

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217/782-2043 (rules@idph.state.il.us).

The full text of the Adopted Amendments begins on the next page:

IN Chicago Kent Law Scient

ILLINOIS REGISTER		DEPARTMENT OF PUBLIC HEALTH	NOTICE OF ADOPTED AMENDMENTS		300.510 Administrator SUBPART C: POLICIES	Section	Determination Admission and		Personnel Policies	300.655 Initial Health Evaluation for Employees 300.660 Nursing Assistants	Health Care		300.650 Disaster Preparedness				300.686 Unnecessary, Psychotropic, and Antipsychotic Drugs		SUBPART D: PERSONNEL			300 820 General		300.840 Personnel Policies	CITED OF DECIDENTS AND DESTREMENT ON DECIDENTED				Communicable Disease	300.1025 Tuberculin Skin Test Procedures			300.1050 Dental Standards	SUBPART F: NURSING AND PERSONAL CARE	Section
7221	86	DEPARTMENT OF PUBLIC HEALTH	NOTICE OF ADOPTED AMENDMENTS	TITLE 77: PUBLIC HEALTH CHAPTER I: DEPARTMENT OF PUBLIC HEALTH SUBCHAPTER c: LONG-TERM CARE FACILITIES	PART 300 SKILLED NURSING AND INTERMEDIATE CARE FACILITIES CODE	SUBPART A: GENERAL PROVISIONS	on 0 General Reduirements		Issuance of an Initial License for a New Facility	i) Issuance of an Initial License Due to a Change of Ownership Issuance of a Renewal License			75 Denial of Renewal of License			Filing an Annual Attested Financial Statement	Information to Be Made Available to the Public By the	Information to be made Available to the Fublic by Municipal Licensing				Presentation of Findings	Warning		6 Notice of Violation					So Determination to Assess Penalties			.0 Department May Survey Facilities Formerly Licensed 5 Supported Congregate Living Arrangement Demonstration	Waivers	30 Definitions 10 Incorporated and Referenced Materials
							Section	300.120	300.140	300.150	300.165	300.170	300,175	300.190	300.200	300.210	300.220	300.240	300.250	300.260	300.270	300.2/1	2000	300.274	300.276	300.278	300.280	300.282	300.284	300.286	300.290	300.300	300.310	300.320	300.330

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			Additional Requirements	A	300.1240
			Staffing	st	300.1230
			Supervision of Nursing Services	เร	300.1220
Care	Personal	and	300.1210 General Requirements for Nursing and Personal Care	5	300.1210

SUBPART G: RESIDENT CARE SERVICES

		Services		
	Activity Program	Specialized Rehabilitation	Work Programs	
Section	300.1410	300,1420	300.1430	

SUBPART H: MEDICATIONS

	Medication Policies and Procedures	Conformance With Physician's Orders	Administration of Medication	Labeling and Storage of Medications	1 of Medications	
	Medicatio	Conformar	Administr	Labeling	Control	
Section	300,1610	300.1620	300.1630	300.1640	300.1650	

SUBPART I: RESIDENT AND FACILITY RECORDS

SUBPART J: FOOD SERVICE

		Dietary Staff in Addition to Director of Food Services			Pattern				ce		s, and Supplies
	Director of Food Services	Dietary Staff in Addition t	Hygiene of Dietary Staff	Diet Orders	Adequacy of Diet and Meal Pattern	Therapeutic Diets	Scheduling Meals	Menu Planning	Food Preparation and Service	Food Handling Sanitation	Kitchen Equipment, Utensils, and Supplies
Section Section	300.2010	300.2020	300.2030	300.2040	300.2050	300.2060	300.2070	300.2080	300.2090	300.2100	300.2110

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O LAUNDRY	
, AND	
HOUSEKEEPING,	
MAINTENANCE,	
SUBPART K:	

	D SUPPLIE
	AN
	EQUIPMENT,
vs o	SUBPART L: FURNISHINGS, EQUIPMENT, AND SUPPLIE
Maintenance Housekeeping Laundry Services	SUBPART L:
Section 300.2210 300.2220 300.2230	

SS

		Supplies	
		and	
	Supplies	of Equipment	
Furnishings	Equipment and Supplies	Sterilization of Equipment and Supplies	
300.2410	300.2420	300.2430	

Section

SUBPART M: WATER SUPPLY AND SEWAGE DISPOSAL

Section

300.2610	Codes				
300.2620	Water Supply				
300.2630	Sewage Disposal				
300.2640	Plumbing				
	SUBPART N: DESIGN AND CONSTRUCTION STANDARDS	DESIGN A	ND CON	STRUCTION	STANDARDS

FOR NEW INTERMEDIATE CARE AND SKILLED NURSING FACILITIES

	Applicability of These Standards	Codes and Standards	Preparation of Drawings and Specifications	Site	Administration and Public Areas	Nursing Unit	Dining, Living, Activities Rooms	Therapy and Personal Care	Service Departments	General Building Requirements	Structural	Mechanical Systems	Plumbing Systems	Electrical Systems
Section	300.2810	300.2820	300,2830	300.2840	300.2850	300.2860	300.2870	300,2880	300.2890	300.2900	300.2910	300.2920	300.2930	300.2940

SUBPART O: DESIGN AND CONSTRUCTION STANDARDS FOR EXISTING INTERMEDIATE CARE AND SKILLED NURSING FACILITIES

		Specifications
		and
Applicability	Codes and Standards	Preparation of Drawings
300,3010	300,3020	300,3030

Section

NOTICE OF ADOPTED AMENDMENTS

300.3040

Living, Dining, Activities Rooms Administration and Public Areas General Building Requirements Preatment and Personal Care Electrical Requirements Service Departments Mechanical Systems Plumbing Systems Nursing Unit Structural 300.3120 300.3050 300,3060 300.3070 300,3080 300.3090 300,3110 300,3130 300.3140 300.3100

SUBPART P: RESIDENT'S RIGHTS

Medical and Personal Care Program Communication and Visitation Residents' Advisory Council Private Right of Action Facility Implementation Contract With Facility Transfer or Discharge Complaint Procedures Abuse and Neglect Resident's Funds Confidentiality Restraints General 300,3300 300.3310 300.3320 300,3210 300,3220 300.3230 300.3240 300,3250 300,3260 300.3270 300,3280 300.3290 300.3330 Section

SUBPART Q: SPECIALIZED LIVING FACILITIES FOR THE MENTALLY ILL

Application of Other Divisions of These Minimum Standards Resident Living Services Medical and Dental Care Recreational and Activities Services Resident Services Program Individual Treatment Plan Psychological Services Audiometric Services Optometric Services Podiatric Services Medical Services Social Services Dental Services Health Services Administrator Personnel Policies 300.3560 300.3420 300.3530 300,3540 300.3550 300.3430 300.3440 300.3450 300.3460 300.3470 300.3480 300.3490 300.3500 300.3510 300.3520

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NOTICE OF ADOPTED AMENDMENTS

Furnishings, Equipment and Supplies (New and Existing Facilities) Occupational Therapy Services Nursing and Personal Care Resident Care Services Record Keeping Food Service 300.3600 300.3610 300.3620 300,3580 300,3590

DAYCARE PROGRAMS SUBPART R:

Design and Construction Standards (New and Existing Facilities)

300,3630

Day Care in Long-Term Care Facilities 300,3710 Section

for Skilled Nursing and Construction Types and Sprinkler Requirements for Existing Skilled Index Table/Apparent Temperature Bisaster--Preparedness Classification of Distinct Part of a Facility for Different Minimal Pressure Relationships and Ventilation Rates of Certain Areas For New Intermediate Care Facilities and Skilled Nursing Facilities Intermediate Care Facilities and Skilled Nursing Facilities Federal Requirements Regarding Patients'/Residents' Rights Interpretation, Components, and Illustrative Services Only Forms for Day Care in Long-Term Care Facilities Need Nursing Facilities/Intermediate Care Facilities Parameters --- Relative - Humidity - and - Temperature Limitations in New Criteria for Activity Directors Who Guidelines for the Use of Various Drugs Levels of Service (Repealed) Intermediate Care Facilities Transmission Consultation APPENDIX A APPENDIX APPENDIX APPENDIX 四 O Ω TABLE A TABLE TABLE TABLE

Implementing and authorized by the Nursing Home Care Act [210 ILCS AL THORITY:

1980, for a maximum of 150 days; adopted at 4 Ill. Reg. 30, p. 311, effective July 28, 1980; emergency amendment at 6 Ill. Reg. 3229, effective March 8, Reg. 8198, effective June 29, 1982; amended at 6 Ill. Reg. 11631, effective 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 5981, effective May 3, September 14, 1982; amended at 6 Ill. Reg. 14550 and 14554, effective November 8, 1982; amended at 6 Ill. Reg. 14684, effective November 15, 1982; amended at 1982; amended at 6 Ill. Reg. 6454, effective May 14, 1982; amended at 6 Ill. effective January 28, 1983; amended at 7 Ill. Reg. 8579, effective July 11, 1983; amended at 7 Ill. Reg. 15831, effective November 10, 1983; amended at 7 SOURCE: Emergency rules adopted at 4 Ill. Reg. 10, p. 1066, effective March 1, 7 Ill. Reg. 285, effective December 22, 1982; amended at 7 Ill. Reg. 1972, Reg. 15864, effective November 15, 1983; amended at 7 Ill. Reg. 16992, effective December 14, 1983; amended at 8 Ill. Reg. 15599, 15603, and 15606, effective August 15, 1984; amended at 8 Ill. Reg. 15947, effective August 17,

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Reg. 2420, effective February 3, 1993, for a maximum of 150 days; emergency expired on July 3, 1993; emergency amendment at 17 Ill. Reg. 8026, effective 1984; amended at 8 Ill. Reg. 16999, effective September 5, 1984; codified at 8 amended at 8 Ill. Reg. 24668, effective December 7, 1984; amended at 8 Ill. Reg. 25102, effective December 14, 1984; amended at 9 Ill. Reg. 132, effective 16927, effective October 1, 1987; amended at 12 Ill. Reg. 1052, effective emergency amendment at 12 Ill. Reg. 18477, effective October 24, 1988, for a 14 Ill. Reg. 14950, effective October 1, 1990; amended at 15 Ill. Reg. 554, effective January 1, 1991; amended at 16 Ill. Reg. 681, effective January 1, 1992; amended at 16 Ill. Reg. 5977, effective March 27, 1992; amended at 16 Reg. 16194, effective January 1, 1994; amended at 17 Ill. Reg. 19279, effective Reg. 1491, effective January 14, 1994; amended at 18 Ill. Reg. 15868, effective Reg. 19766; amended at 8 Ill. Reg. 24186, effective November 29, 1984; December 26, 1984; amended at 9 Ill. Reg. 4087, effective March 15, 1985; amended at 9 Ill. Reg. 11049, effective July 1, 1985; amended at 11 Ill. Reg. December 24, 1987; amended at 12 Ill. Reg. 16811, effective October 1, 1988; naximum of 150 days; emergency expired March 23, 1989; amended at 13 Ill. Reg. 4684, effective March 24, 1989; amended at 13 Ill. Reg. 5134, effective April 1, 1989; amended at 13 Ill. Reg. 20089, effective December 1, 1989; amended at Ill. Reg. 17089, effective November 3, 1992; emergency amendment at 17 Ill. May 6, 1993, for a maximum of 150 days; emergency expired on October 3, 1993; amended at 17 Ill. Reg. 15106, effective September 3, 1993; amended at 17 Ill. October 26, 1993; amended at 17 Ill. Reg. 19604, effective November 4, 1993; amended at 17 Ill. Reg. 21058, effective November 20, 1993; amended at 18 Ill. October 15, 1994; amended at 19 Ill. Reg. 11600, effective July 29, 1995; emergency amendment at 20 Ill. Reg. 567, effective January 1, 1996, for a maximum of 150 days; emergency expired May 29, 1996; amended at 20 Ill. Reg. 10142, effective July 15, 1996; amended at 20 Ill. Reg. 12208, effective September 10, 1996; amended at 21 Ill. Reg. 15000, effective November 15, 1997; amended at 22 Ill. Reg. 15, 1, effective ADD 15 1998

SUBPART A: GENERAL PROVISIONS

Section 300.315 Supported Congregate Living Arrangement Demonstration

- application within 60 days after the applicant submitted a request to A facility or location approved to participate in the Supported Congregate Living Arrangement Demonstration authorized by Section 4.02b of the Illinois Act on the Aging [20 ILCS 105/4.02b] and and this Part shall submit to the Department a joint waiver request with the Department on Aging or documentation that the Department on Aging failed to act upon a waiver the Department on Aging. (Section 4.02b of the Illinois Act on the Act the requesting a waiver of
- a specific listing of those portions of the Act and this Part for The waiver application shall include the following: a
- which a waiver is being requested; and the applicant's proposed Program Plan.

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- Congregate Living Arrangement Demonstration. (Section 3-102.2 of the The proposed Program Plan shall describe the types of residents to be served and the services that will be provided in the Supported o
- criteria in Section 300.320 of this Part. The applicant shall be notified within 10 days after the Department's waiver determination. The Department will evaluate the waiver application based ģ
- The Department may revoke the waiver if the Department determines that the Supported Congregate Living Arrangement Demonstration: (e
- accordance with subsection (b) of this Section (Section 3-102.2 is not in compliance with the Program Plan submitted of the Act);
- is not in compliance with the Department's waiver approval conditions; or 7
- has been terminated from the demonstration by the Department on effective (..) |---| (52) |---| Reg. 9

111.

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5 1998

(Source: Added App 1

SUBPART C: POLICIES

Section 300.670 Disaster Preparedness

- For the purpose of this Section only, "disaster" means an occurrence, as a result of a natural force or mechanical failure such as water, wind or fire, or a lack of essential resources such as electrical power, that poses a threat to the safety and welfare of residents, personnel, and others present in the facility.
- \overline{b})at Each facility shall have policies covering disaster preparedness, including a written plan for staff, and residents and \overline{others} to follow in--case--of--fire,--explosion,--severe--weather--or--other--hazardous circumstances-or-emergencies--The-plan-shall--be--rehearsed--at--least twice -- a -- year -- for -each - shift. The plan shall include, but is not be limited to, the following: (B)
 - 1) All personnel employed on the premises shall be properly instructed in the use of fire extinguishers. (θ)
- A diagram written-plan of the evacuation route shall be posted, and made familiar to all personnel employed on the premises. 2)
- A written plan shall be developed for moving residents to safe locations within the facility in the event of a tornado warning or severe thunderstorm warning. 3)
- There shall be an established means of facility notification when thunerstorm warning that covers the area in which the facility is notification mechanism must be other than commercial radio or television. Approved notification measures the National Weather Service issues a tornado or severe include being within range of local tornado warning sirens, an 4)

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NOTICE OF ADOPTED AMENDMENTS

operable National Oceanic and Atmospheric Administration weather radio in the facility or arrangements with local public safety agencies (police, fire, ESDA) to be notified if a warning issued.

C)b} Fire and--disaster drills shall be held at least quarterly, for each shall be held twice annually for each shift of facility personnel. Drills shall be held under varied conditions to: and-under--waried for other than shift of facility personnel. Disaster drills conditions, in order-to.

1) Ensure that all personnel on all shifts are trained to perform assigned tasks; 2) Ensure that all personnel on all shifts are familiar with the use of the fire-fighting equipment in the facility;

residents to safe areas during at least one drill each year on each d)4} Fire and-disaster drills shall include simulation of evacuation of 3) Evaluate the effectiveness of disaster plans and procedures. 7

physically handicapped persons, including those who are hearing or sight impaired deaf-or-blind, such as fire-chutes and --mattress -- loops e)57 There shall be special provisions for the evacuation of

£167 Where the welfare of the residents precludes an actual evacuation of successive portions of the building under such conditions as to assure the capability of evacuating the entire building with the personnel an entire building, there must be drills involving the evacuation of usually available, should the need arise.

submitted to the facility administrator and which shall be maintained 9) A There-shall-be--a written evaluation of each drill shall be for one year three-years.

h)€} A written plan shall be developed for temporarily relocating the residents for any disaster emergency requiring relocation and any time the temperature in residents' bedrooms falls below 55° F. degrees Fahrenheit for 12 hours or more.

i)dt Reporting of Disasters Emergencies

the nursing home hotline or by contacting directly contacting the Upon the occurrence of any emergency--or disaster requiring service, police, fire department or coroner, the preliminary report to the Department utitiang either by using appropriate Department Regional Office during business hours. facility administrator or their designee must provide This preliminary report shall include, at a minimum: hospital

name Name and location of facility; A A B

number of beds not usable due to the occurrence event; number of injuries or deaths to residents; ô

estimate of the extent of damages to the facility; 0 E E O

type of assistance needed, if any;

other State state or local agencies notified about the

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NOTICE OF ADOPTED AMENDMENTS

problem.

assistance, the facility shall provide the preliminary report subsection subsections (d) (i)(1)(A)-through (d)(1)(G) of this Section and a statement of actions taken by the facility after the facility shall submit Department-shall-receive a full written account to the Department within seven days after the occurrence, of--the--incident which includes the information specified in If the disaster emergency will not require direct Departmental within 24 hours after of the occurrence incident. Additionally, the preliminary report.

1). Bach facility shall establish and implement policies and procedures and comfort of all residents when the heat index/apparent temperature index/apparent temperature of 80° F. whenever--the--temperature--and lower---limit--lines--(the--solid--lines)--of--the--charty---Bones--of in a written plan to provide for the health, safety saftey, welfare (see Section 300. Table D), as established by the National Oceanic and or sleeping areas of the facility exceeds a heat Physiological---Perception, u---displayed---in---gble----Bisaster Atmospheric Administration, inside the residents' living, dining, relnttetave--humidittv--instde-the-residents-livtngy-diningy-activities-or sleeping-areas-of-the-facility-are-equal-to-or--exceed--the--upper--or Preparedness-Parameters----Relative-Humidity-and-Femperature,4-8-8

111. (Source: Amended at APR 1998 7232

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Heat Index Table/Apparent Temperature Bisaster Preparedness-Parameters--Relative-Humidity-and-Temperature Ω Section 300.TABLE

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NOTICE OF ADOPTED AMENDMENTS DEPARTMENT OF PUBLIC HEALTH

Air Temperature (Degrees Fahrenheit)

F																				
	135	128																		
	130	122	131																	
	125	116	123	131	141		Ì													
	120	111	116	123	130	139	148													
Ð	115	107	Ξ	115	120	127	135	143	151											
Air Temperature (degrees Fahrenheit)	110	102	105	108	112	117	123	130	137	143	150									
grees F	105	76	100	102	105	109	113	118	123	129	135	142	149							
ture (de	100	93	95.	97	66	101	104	107	110	115	120	126	132	138	144					
empera	95	88	90	91	93	94	96	86	101	104	107	110	114	119	124	130	136			
Air T	06	84	85	98	87	88	90	91	93	95	96	86	100	102	106	109	113	117	122	
	85	42	80	81	82	83	84	85	98	87	88	68	06	16	93	95	26	66	102	105
	80	74	75	9/	77	77	78	79	79	80	81	81	82	83	85	98	98	87	88	89
	75	69	70	7.1	72	72	73	73	74	74	75	75	92	9/	77	77	7.8	78	79	79
	70	64	65	65	99	99	19	19	89	89	69	69	70	70	70	70	71	7.1	71	71
		S	01	15	20	25	30	35	40	45	50	55	09	65	70	75	08	85	06	95

(Relative Humidity Percent)

(Table is exerpted from the National Oceanic and Atmospheric Administration)

(Table is from the National Oceanic and Atmospheric Administration)

22 (Source: Amended at APR 1 5 1998

Reg. 111.

effective

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now in the Act.

disclosure statement requirements are Section 145.302 - Repealed because now in the Act.

Section 145.303 - Added to provide an example of the disclosure document.

Section 145.800 - Added to define previous and ongoing contracts and transactions not governed by the Act. period and Section 145.803 - Repealed because exemptions from waiting disclosure requirements are now in the Act.

Turnaround Section 145.805 - Added to define the exemption for Certified Professional Information and questions regarding these adopted rules shall be directed :: |C 16)

Illinois Securities Department Lincoln Tower, Suite 200 520 South Second Street 62701 Springfield, IL 217/785-4934 The full text of the Adopted Rules begins on the next page:

NOTICE OF ADOPTED AMENDMENTS

SECRETARY OF STATE

the Part: Regulations under the Illinois Loan Brokers Act of Heading of 1)

Code Citation: 14 Ill. Adm. Code 145 2)

Adopted Action: Repeal Repeal Repeal Amend Amend New New Section Numbers: 145.300 145.800 145.302 145.303 145.803 145.805 145.50 145.51 3

815 ILCS 175 Statutory Authority: 4)

Effective Date of Rules: April 15, 1998 2) Does this rulemaking contain an automatic repeal date? No (9

2

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8)

21 October 24, 1997, Notice of Proposal Published in Illinois Register: Ill. Reg. 14071 6

10)

2

Differences between proposal and final version: The only changes made were the ones agreed upon with JCAR. 11)

indicated in the agreement letter issued by JCAR? 12)

Will these proposed rules replace an emergency rule currently in effect? 13)

Summary and Purpose of Rules: 15)

- Amended to clarify the scope of the Law. Section 145.50 Section 145.51 - Amended to delete term defined in the Act.

Gartion 145.300 - Repealed because disclosure statement requirements are

Do these proposed rules contain incorporation by reference?

Date Filed in Agency's Principal Office: April 15, 1998

Has JCAR issued a Statement of Objections to these Rules?

JCAR been made Have all the changes agreed upon by the agency and

Are there any amendments pending on this Part? 14)

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SUBTITLE A: REGULATION OF BUSINESS CHAPTER I: SECRETARY OF STATE TITLE 14: COMMERCE

PART 145 REGULATIONS UNDER THE ILLINOIS LOAN BROKERS ACT OF 1995

SUBPART A: DEFINITIONS

	,	s as Used in the Act and the Rules	
		the	
		and	
		Act	
		the	
		in	
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		as	
		Definitions of Terms	
ı.	_	145.51	

SUBPART B: REGISTRATION OF LOAN BROKERS

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15-15	
Section	
Under	
Broker	
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ion 150 Procedures for Registration as a Loan Broker Under Section 15-	
for	
Procedures	the Act
Section 145.150	

4	OI		For
	or Termination		Applications
	Application		Incomplete
	l of Pending	ker	Abandoning
	145,151 Procedures for Withdrawal of Pending Application of Termination of	Registration as a Loan Broker	is its measure with person to Abandoning Incomplete Applications for
the Act	Procedures	Registrati	Deconomic
	145.151		

145.152	145.152 Procedure with Respect to Abandoning Incomplete Applications for	to Abandoning	ř	complete	e App.	TICALI	210	101
	Registration as a Loan Broker	Broker						
145.200	145.200 Procedures for Renewal of Registration as a Loan Broker Under Section	of Registration	Sa SS	Loan	Broker	Under	Sect	101
	15-20 of the Act							

145.300	When Disclosure Statement Must be Provided INEPEATED PROPERTY OF Disclosure, Substantial Compliance
145.302	Contents of Disclosure Document (Repealed)
145.303	Providing the Contract with the Disclosure Statement
145.304	Providing the Contract to Borrower

SUBPART C: PROCEDURES FOR ADMINISTRATIVE HEARINGS

	Hearings
Section	145.400

SUBPART D: RECORDS

SUBPART E: EXEMPTIONS Records Required of Loan Brokers

Section 145.750

Previous and Ongoing Agreements or Contracts and Transactions Not 145.800 Section

45.802	Exemption for Franchises	
45.803		s Pursuant

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	al	Loan
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	Exemption for the Designation of Certified Turnaround Professional	(CTP) Exemption for Business Broker Agreements or Contracts from the Brokers Act of 1995
	ad Tur	Contr
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g)	Certi	nents
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to Section 15-30 of the Act (Repealed)	the	(CTP) Exemption for Busine Brokers Act of 1995
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to	Exe	(CTP) Exemp
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SUBPART F: SERVICE OF PROCESS

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Service
Section 145.1000

SUBPART G: EVIDENTIARY MATTERS AND NON-BINDING STATEMENTS

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Non-Binding	Ectoric
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145.1200	

Section

SUBPART H: PUBLIC INFORMATION

	of Loan Broker Records	Distribution of Information
	Inspection	Non-Public
Section	145.1400	145.1401

SUBPART I: RULES OF GENERAL APPLICATION

AUTHORITY: Implementing and authorized by the Illinois Loan Brokers Act of 1995 [815 ILCS 175].

SUBPART A: DEFINITIONS

Section 145.50 Scope of the Law

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The Illinois Loan Brokers Act of 1995 [815 ILCS 175] shall apply only when the person engaged or sought to be engaged by the loan broker is domiciled in this State or, when the company or business seeking to borrow, has its principal office in this State, or the Loan Broker is located in this State.

effective 7233 Reg. 111. 22 APR 1 5 1998 (Source:

Section 145.51 Definitions of Terms as Used in the Act and the Rules

As used in this Part, unless the context otherwise requires, the term: (R "Act" means the Illinois Loan Brokers Act of 1995 [815 ILCS 175] and this Part. Advertising" means any advertisement, or other similar materials or transmission, electronic transmission, pictures or the transmittal or sending of any communication via the non-proprietary, nonprofit, public computer network (commonly known as the "Internet") or similar radio, television, facsimile communication by or writings

Affiliate" of, or a person "affiliated" with, a specified person by, or is under common or indirectly through one or more is controlled control with, the person specified. means a person who, directly intermediaries, controls, or

'Applicant" means the person making application for registration.

contract---which-provides-for-such-person-to-be-represented-by-the-koan broker-and-obligating-that-person-to-compensate-the-loan-broker--under "Borrower"-means-any-person-who-has-signed-a-loan-broker-agreement--or BORE-CircumstanceDate of filing" means the date that all of the required documents are received by the Securities Department and all the required fees are filed if any information required by the Act or this Part is omitted paid to the Secretary of State. A document shall not be deemed to or the document is illegible.

performing similar functions with respect to any organization whether "Director" means any director of a corporation or any incorporated or unincorporated.

Employee" does not include a director, trustee or officer.

"Federal Banking Act of 1933" means the Federal Banking Act of 1933 (12 U.S.C. 227) and the Rules and Regulations thereunder as in effect

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on January 1, 1996.

Hearing" means a proceeding conducted by the Securities Department in person or party are required by law to be determined by the Secretary which the rights, privileges, immunities, duties or obligations of any of State only after opportunity for a hearing.

"Interest" as delineated in Section 15-60 of the Act means the rate of interest set forth in 815 ILCS 205. Loan Broker" does not mean or include any person described in Section 15-5.15(b) of the Act or any person authorized to do business under the Residential Mortgage License Act of 1987 or exempt from licensure as provided for in the Residential Mortgage License Act of 1987 or any person authorized to do business in Illinois and regulated by the Commissioner of Savings, Real Estate Professionals and Mortgage Finance, also known as the Commissioner of Savings and Residential

those matters as to which there is a substantial likelihood that a reasonable person would consider important. to Material", when used to qualify a requirement for the furnishing of information as to any subject, limits the information required

policy-making function; and any other person performing similar business unit, division or function; the secretary; the treasurer; any principal financial officer, comptroller or principal functions with respect to any organization whether incorporated or a principal Officer" means the president; any vice president in charge of any other officer performing accounting officer; unincorporated. principal

manager who is responsible for the supervision and management of the daily business operations in this State of a loan broker required to "Principal" means any officer, director, partner, member, trustee or be registered under the Act. "Rules" refers to all rules adopted by the Secretary of State pursuant

"Secretary of State" means the Securities Department of the Office of the Securities the Secretary of State or the Secretary of State or Director or his or her designee, as the case may be. "Section" refers to a Section of this Part unless a reference to the Act is specifically made. b) A Section of this Part which defines a term without express reference

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to the Act or to this Part or to a portion thereof or hereof defines such term for all purposes as used both in the Act and in this Part. NOTICE OF ADOPTED AMENDMENTS

Terms defined in the Act and not defined in this Part have the meaning ш ര **ദ** (C) given them in the Act.

effective Reg. 111, 22 (Source: APR 15 1998

Section 145.300 When Disclosure Statement Must Bc Provided (Repealed)

- Except-as-provided-in-Section-145-883-of--this--Party---a--loan--broker shall--provide-a-disclosure-statement-pursuant-to-Section-15-38-of-the Act-which-shall-be-consistent--in-all--material--respects--with--this Section-to-any-borrower-at-least-seven-days-before-the-earlier-of: 40
 - 1) The -- time -- such borrower signs a contract for the services of the Loan-broker,-or
 - The-time-the-loan--broker--receives--any--consideration--for--the contract: 관
- As--used--in--this--Part--and-in-the-Acty-the-term-uborroweru-does-not include-a-person-who-is-under-no-obligation--to--compensate--the--loan 49
 - The-Secretary-of-State-recommends-that-loan-brokers-have-each-borrower sign--and--date--an--acknowledgment--of--receipt--when--the-disclosure statement-is-provided-to-the-borrowerbroker-under-any-circumstancesto

effective ත က €3 Reg. 111. 22 (Source: APRPa Se 1998at

Section 145.302 Contents of Disclosure Document (Repealed)

A--written--disclosure-document-that-meets-all-of-the-requirements-set-forth-in Sections--15-38{b}{5}-and--{6}--of--the--Act;--will--be--deemed--to--meet--the Section-15-38{b}-of-the-Act7-except-that-it-omits-the-information--required--by requirements-set-forth-in-Section-15-30(b)-of-the-Act-if:

- the--disclosure--document--contains-a-statement-to-the-effect-that-the loan-broker19-contract-accompanying-the-disclosure--document--contains information--about--the--services-the-loan-broker-will-perform-and-the circumstances-under-which-the-loan--broker-will-be-entitled-to-keep-or receive-a-fee,-and
- the-loan-broker-provides-the-borrower-with--a--copy--of--the--contract containing-the-information-required-by-Sections-15-30{b}{5}-and-16}-of the--Act---when-the-loan-broker-provides-the-disclosure-document-to-the tq

effective 7233= Reg. 111. 22 (Source: APR 15 1998

Section 145.303 Providing the Contract With the Disclosure Statement

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- The purpose of the disclosure statement is to provide full information borrower, therefore, the Secretary of State encourages loan brokers to include a copy of the contract with the disclosure statement. When the about the material terms of the loan broker's contract with the contract is provided to the borrower with the disclosure statement, the disclosure statement need not contain either: a)
 - the full and detailed description of the actual services that the loan broker undertakes to perform; or 7
- a specific statement of the circumstances under which the loan the party with whom the loan broker has entered into broker will be entitled to obtain or retain consideration 7
- following is an example of a cover page which, if prepared as follows and accurate in all material respects, will be deemed to comply with the Act (important: nothing except the following language in at least 10-point boldface capital letters shall appear on the cover page) ব
 - RECOMMEND, ENDORSE OR SPONSOR ANY LOAN BORKERAGE CONTRACT. THE INFORMATION CONTAINED IN THIS DISCLOSURE HAS NOT BEEN VERIFIED BY THE SECRETARY OF STATE HAS NOT REVIEWED AND DOES NOT APPROVE, DISCLOSURES REQUIRED BY LAW; 77
 - IF YOU HAVE ANY QUESTIONS, SEE AN ATTORNEY BEFORE YOU THE SECRETARY OF STATE; AND CONTRACT OR AGREEMENT. 3
- services and fees is being provided in this Disclosure Statement to the Illinois Loan Brokers Act of 1995 (815 ILCS The information regarding the Loan Broker's organization, principals, following is an example of page two (this is not a form): pursuant The Ö

DISCLOSURE STATEMENT AND IS AN INTEGRAL PART OF THIS DISCLOSURE THE LOAN BROKER CONTRACT (OR FEE AGREEMENT) IS PROVIDED WITH 175/15-30(b)].

CAREFULLY. YOU ARE ENCOURAGED TO HAVE THE CONTRACT OR AGREEMENT OR ACREEMENT READ BOTH THIS DISCLOSURE STATEMENT AND THE CONTRACT REVIEWED BY AN ATTORNEY.

Type: Business Name (if different): Organization Name: Organization Address:

Name(s) under which Loan Broker has done business:

general managers, principal executives and others performing similar List of Loan Broker's officers, directors, trustees, general partners, Address: Parents/Affiliates: President:

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Vice President: Address:
Principal: Address: How long has the Loan Broker conducted business:
SERVICES THE ACTION SERVICES that the Loan Broker undertakes to perform are set
forth in the Loan Broker Contract (or Fee Agreement). Those are the
The circumstances under which you will be obligated to pay the Loan
paid) are set forth in the Loan Broker Contract (or Fee Agreement).
Read the contract or agreement carefully.
BORROWER ACKNOWLEDGEMENT:
I received this Disclosure Statement and a copy of the Loan Broker
1 1
Date: Borrower Signature:
Borrower Name (printed):
rce: Added at 22 Ill. Reg. $733=7$ effective

Section 140.800 Previous and Ongoing Agreements or Contracts and Transactions Not Affected

All loan broker agreements or contracts and transactions between a loan broker and its borrowers which do not comply with the Act of this part, if entered into prior to January 1, 1996, shall be deemed to be valid and enforceable,

effective 12 3 3 3 = ± Reg. 111. 22 (Source: Added at APR 1 5 1998

notwithstanding this Part or the Act.

Section 145.803 Exemptions from Waiting Period and Disclosure Requirements Pursuant to Section 15-30 of the Act (Repealed)

- The -requirements-that-a--loan--broker--provide--a--written--disclosure statement--and-wait-at-least-seven-days-before-the-borrower-executes-a contract-with-the-loan-broker-or-before-the-loan-broker--receives--any consideration-for-the-contract-shall-not-apply-if: 4
- loan-broker-relying-upon-this-Section-to-haver-a--net--worth 9279997999-at-the-time-of-the-execution-of-the--loan--broker A--natural--person-who-hasy-or-is-reasonably-believed-by-the A--natural--person-who-hasy-or-is-reasonably-believed-by-the or--joint--net--worth-with-that-person-spouse-in-excess-of The-borrower-to-be-represented-by-the-toan-broker-is-or-has-hadagreement-or-contract;-or 田十田

loan-broker-relying-upon-this-Section-to-haver-an-income--or

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joint-income-with-that-person's-spouse-in-excess-of-52007800 in-the-most-recent-fiscal-year;-or

- A-company-business-or-other-non-natural-person-that-hasy-or is--reasonably-believed-by-the-loan-broker-relying-upon-this Section--to--have---a--total--asset--value--in---excess---of et e
- A-company7-business-or-other-non-natural-person-that-hasy-or Section-to-havez-gross-revenues-or-gross-sales-in-excess--of is--reasonably-believed-by-the-loan-broker-relying-upon-this \$200,000-in-the-most-recent-fiscal-year;-or H
- owned,-by-persons-who-meet-any-of-the--tests--set--forth--in A--company--business-or-other-non-natural-person-in-which-at believed--by-the-loan-broker-relying-upon-this-Section-to-be least-988-of-the-equity-interest-is-owned;-or-is-reasonably subsection-(a)(1)(A);-(B);-(C)-or-(B)-of-this-Section-由
 - A--loan--broker-shall-be-entitled-to-rely-upon-a-statement-executed-by 2) An-attorney-reviews-the-loan-broker-s-contract-for-the-borrower; 40
 - the-borrower-is-in-one-of-the-categories-enumerated-in-subsection the-borrower-that: ++

Reg.

22

(Source: Added at APR 1 5 1998

- the--borrower--had--an--attorney--review--the--business--brokerls (1)(1)(1)(A)-through-(B)-of-this-Section; contract-with-the-borrowers 44
- The-contract-provides-that-the-borrower-shall-be--entitled--to--cancel the--contract-and-receive-a-refund-of-any-consideration-paid-for-seven days--immediately--following--the--execution--of--the--contract----The disclosure-statement-must-still-be-provided-to-the-borrower-unless-the borrower--meets--one--of---the--categories--enumerated--in---subsection (a){!}{A}-through-{E}-or-subsection-{a}+2}-of-this-Sectionψ

effective Reg. 111. 22 (Source: Repealed at APR 15 1998 Turnaround Certified of Section 145.805 Exemption for the Designation Professional (CTP)

in the practice of a Certified Turnaround Professional and whose service in (CTP) by the Association for Certified Turnaround Professional, while engaged individual who has the designation of Certified Turnaround Professional relation to the loan broker transaction is incidental to his or her practice, is exempt from the requirements of this Act.

Reg. 111. 22 APR 1 5 1998 (Source: Added

7233

effective

TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

- 1) <u>Heading of the Part:</u> The Administration and Operation of the Teachers' Retirement System
- 2) Code Citation: 80 Ill. Adm. Code 1650

Adopted Action:	Amendment	New Section	Amendment	Amendment	New Section	New Section	New Section	Amendment	Amendment	Amendment	Amendment	Amendment
) Section Numbers:	1650.290	1650.346	1650.350	1650.360	1650.480	1650.575	1650.595	1650,1000	1650.1010	1650.1030	1650.1040	1650.1050

- 4) Statutory Authority: Implementing and authorized by Article 16 of the Illinois Pension Code [40 ILCS 5/Art, 16]; Freedom of Information Act [5 ILCS 140]; Internal Revenue Code (26 U.S.C. 1 et seq.); Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15].
- 5) Effective Date of Amendments: April 9, 1998
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporation by reference? No
- 8) Date Filed in Agency Principal Office? December 9, 1997
- 9) Notices of Proposal published in Illinois Register: December 26, 1997, 21
- 10) Has JCAR issued a Statement of Objection to these rules? No
- 11) Difference(s) between proposal and final version: Only technical editorial changes were made.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this proposed amendment replace an emergency amendment currently in effect? Yes
- 14) Are there any amendments pending on this Part? No

TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

15) Summary and purpose of amendments: Section 1650.290 is being amended to remove those portions of the rule dealing with the collection of member overpayments, which will be covered in new Section 1650.595.

Section 1650.346 defines terms used in 40 ILCS 5/16-127(b)(5)(iv), which was added by P.A. 90-32 and which gives teachers who left teaching prior to 1983 to adopt an infant under age three the right to purchase optional service credit.

Section 1650.350 is being amended to allow members to receive a bonus based upon unused sick days if the bonus is paid post-retirement and is not included in the members' final average salary calculation.

Section 1650.360 is being amended to inform employers and employees exactly what is needed in settlement agreements and judgment orders to have salary reported to and receive service credit from the System.

Section 1650.480 is a new rule explaining under what circumstances the System will allow funds to be "rolled over" into the System to purchase optional service or to repay prior refunds.

Section 1650.575 defines the term "full-time student" used in 40 ILCS 5/16-140(4), which was added by P.A. 90-448 and which provides increased survivor benefits to dependent children ages 18 to 22 who are full-time

Section 1650.595 establishes the collection parameters for receivables of the System from members, annuitants or beneficiaries who received benefits in excess of the amount due them. The collection parameters are in harmony with the recently adopted rules of the Debt Collection Board and the authorizing language of 30 ILCS 210/5 and recognize the somewhat unique nature of those receivables.

Sections 1650.1000, 1650.1010, 1650.1030, 1650.1040, and 1650.1050 are being amended to shorten the candidate petition circulation period to 180 days prior to election; adopt an envelope-within-an-envelope vote by mail system; and to accommodate voting for a possible annuitant trustee

16) Information and questions regarding these adopted amendments shall be directed to:

Carl Mowery, General Counsel
Teachers Retirement System
2815 West Washington, P. O. Box 19253
Springfield, Illinois 62794-9253
(217) 753-0961

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TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

The full text of the Adopted Amendments begin on the next page:

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TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

CHAPTER III: TEACHERS' RETIREMENT SYSTEM OF TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES SUBTITLE D: RETIREMENT SYSTEMS THE STATE OF ILLINOIS

THE ADMINISTRATION AND OPERATION OF THE TEACHERS' RETIREMENT SYSTEM PART 1650

SUBPART A: REPORTS BY BOARD OF TRUSTEES

Annual Financial Report (Repealed) Section 1650.10 SUBPART B: BASIC RECORDS AND ACCOUNTS

Membership Records 650,110 Section

Ledger and Accounts Books (Repealed) Individual Accounts (Repealed) Claims Records (Repealed) 650,120 650.130 650.140

Filing and Payment Requirements Confidentiality of Records Statistics (Repealed) 650.150 .650,160 650.180

Early Retirement Incentive Payment Requirements Waiver of Additional Amounts Due Definition of Employer's Normal Cost 1650.182 .650.181

SUBPART C: FILING OF CLAIMS

Claim Applications 1650.210 1650.220 Section

Refunds; Impermissible Refunds; Canceled Service; Repayment Medical Examinations and Investigations of Claims Reclassification of Disability Claim (Repealed) 1650.230 1650.240

Death Benefits 1650.250

Reversionary Annuity - Evidence of Dependency Evidence of Parentage Evidence of Age 1650.260 1650.270 1650.271

of a Physical or Reason Eligible Child Dependent By Evidence of Marriage Disability 1650.280 1650.272

Offsets

1650.290

SUBPART D: MEMBERSHIP AND SERVICE CREDITS

1650.310 Section

Effective Date of Membership

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TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

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NOTICE OF ADOPTED AMENDMENTS

1650.605 Policy of the Board Concerning Attorney Generals' Opinion (Repealed	SUBPART H: ADMINISTRATIVE REVIEW			Staff Responsibility	Right of Appeal	Form of Written Request	Prehearing Procedure	Hearing Procedure	Rules of Evidence		SUBPART I: AMENDMENTS TO BYLAWS AND RULES			Amendments
1650,605			Section	1650.610	1650,620	1650.630	1650.640	1650.650	1650.660				Section	1650.710
O Method of Calculating Service Credits Method of Calculating Service Credit for Recipients of a Disability	Benefit or Occupational Disability Benefit	0 Duplicate Service Credit	0 Service Credit for Leaves of Absence	l Service Credit for Involuntary Layoffs	5 Service Credit for Periods Away From Teaching Due to Pregnancy	6 Service Credit for Periods Away From Teaching Due to Adoption	0 Service Credit for Unused Accumulated Sick Leave Upon Retirement	5 Purchase of Optional Service - Required Minimum Payment	0 Settlement Agreements and Judgments ServiceandBarningsGredit	Obtained-Pursuant-to-babor-Contract-bitigation	0 Calculation of Average Salary (Renumbered)	0 Definition of Actuarial Equivalent	0 Independent Contractors	
1650.320		1650.330	1650.340	1650.341	1650.345	1650.346	1650.350	1650,355	1650.360		1650.370	1650,380	1650.390	

	Summary and Purpose	-	Submission of Requests	Form and Content of FOIA Requests	Appeal of a Denial	Executive Director's Response to Appeal
Section	1650.910	1650.920	1650.930	1650.940	1650.950	1650.960
Reporting of Conditional Payments	Calculation of Average Salary	Rollover Distributions	Rollovers to the System		SUBPART F: RULES GOVERNING ANNUITANTS AND BENEFICIARIES	

SUBPART K: FREEDOM OF INFORMATION ACT REQUESTS

Parliamentary Procedure

Section 1650.810

Small Deficiencies, Credits or Death Benefit Payments

Installment Payments (Repealed)

Definition of Salary

1650.460 1650.470 1650.480

Refunds for Duplicate or Noncreditable Service Interest on Deficiencies (Repealed)

1650.410 1650.420 1650.430 1650.440 1650.450 1650.451

Section

SUBPART E: CONTRIBUTION CREDITS AND PAYMENTS

SUBPART J: RULES OF ORDER

Section		1650.970	Response to FOIA Requests
1650.505	Beneficiary (Repealed)	1650.980	Inspection of Records at System Office
1650.510	Re-entry Into Service	1650.990	Copies of Public Records
1650,520	Suspension of Benefits	1650.995	Materials Available Under Section 4 of FOIA
1650.530	Power of Attorney		
1650.540	Conservators/Guardians		SUBPART L: BOARD ELECTION PROCEDURES
1650.550	Presumption of Death		
1650.560	Benefits Payable on Death	Section	
1650.570	Survivors' Benefits	1650.1000	Nomination of Candidates
1650.575	Full-time Student - Receipt of Survivors Benefits Until Age 22	1650.1010	1650.1010 Petitions
1650.580	Evidence of Eligibility	1650.1020	1650.1020 Eligible Voters
1650.590	Comptroller Offset	1650.1030	1650.1030 Election Materials
1650,595	Overpayments	1650.1040	1650.1040 Marking of Ballots

s rayable on Death	Section	
s' Benefits	1650,1000	.650.1000 Nomination of Candidates
ne Student - Receipt of Survivors Benefits Until Age 22	1650,1010	.650.1010 Petitions
e of Eligibility	1650,1020	1650.1020 Eligible Voters
ler Offset	1650,1030	.650.1030 Election Materials
nents	1650.1040	.650.1040 Marking of Ballots
	1650,1050	.650.1050 Return of Ballots
SUBPART G: ATTORNEY GENERALS' OPINION	1650.1060	.650.1060 Observation of Ballot Counting
	1650,1070	1650.1070 Certification of Ballot Counting

1650.1080 Challenges to Ballot Counting

Section

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NOTICE OF ADOPTED AMENDMENTS

TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

SUBPART M: RETIREMENT BENEFITS

Section

1650.2900 Excess Benefit Arrangement

AUTHORITY: Implementing and authorized by Article 16 of the Illinois Pension Revenue Code (26 U.S.C. 1 et seq.); Section 5-15 of the Illinois Administrative Code [40 ILCS 5/Art. 16]; Freedom of Information Act [5 ILCS 140]; Internal Procedure Act [5 ILCS 100/5-15].

Reg. 9, p. 1, effective March 3, 1979; codified at 8 Ill. Reg. 16350; amended at 9 Ill. Reg. 20885, effective December 17, 1985; amended at 12 Ill. Reg. 16896, effective October 3, 1988; amended at 14 Ill. Reg. 18305, effective effective May 24, 1994, for a maximum of 150 days; emergency modified at 18 111. Reg. 12880; amended at 18 111. Reg. 15154, effective September 27, 1994; amended at 20 Ill. Reg. 3118, effective February 5, 1996; emergency amendment Reg. 4844, effective March 27, 1997; emergency amendment at 21 Ill. Reg. 17159, SOURCE: Filed June 20, 1958; emergency rules adopted at 2 Ill. Reg. 49, p. amended at 17 Ill. Reg. 1631, effective January 22, 1993; amended at 18 Ill. Reg. 6349, effective April 15, 1994; emergency amendment at 18 111. Reg. 8949, at 21 Ill. Reg. 483, effective January 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 2422, effective January 31, 1997; amended at 21 Ill. 249, effective November 29, 1978, for a maximum of 150 days; adopted at 3 Ill. effective December 9, 1997, for a maximum of 150 days; amended at 22 Ill. Reg. October 29, 1990; amended at 15 Ill. Reg. 16731, effective November TRO 13 , effective

SUBPART C: FILING OF CLAIMS

Section 1650,290 Offsets

a) Benefits received by a member under the Workers' Compensation Act [820 ILCS 305] or the Workers' Occupational Diseases Act [820 ILCS 310] with respect to a disability shall be applied as an offset against any occupational disability benefit provided by the System with respect to the same accident, illness or disease.

- at) If the amount of compensation received is less than the monthly compensation received equals or exceeds the monthly benefit provided under the Illinois Pension Code, no benefit shall be payable by the benefit provided under the Illinois Pension Code, only the amount of If the amount of System during the period compensation is paid under the Workers' the excess of such monthly benefit over the amount Compensation Act or Workers' Occupational Diseases Act. compensation shall be payable by the System.
- If the compensation for disability or death is received in a commuted weekly sums, the System shall, for offset purposes, consider the compensation as if it had been paid at a weekly rate as prescribed lump sum or partly in a commuted lump sum and partly in monthly P5)

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under the Workers' Compensation Act or Workers' Occupational Diseases

- Workers' Compensation Act or Workers' Occupational Diseases Act is commuted into one sum, the aggregate sum of the benefits so commuted and not the commuted value thereof shall be used for purposes of In the event the whole or any part of the benefits received under ascertaining the amount of offset. (60
- The amount considered for offset purposes shall not be reduced by legal expenses granted from the award to the member.
- An offset shall not be applied to medical expenses paid on behalf of or to the claimant. e5)
- refund--as--defined-in-Section-1650;240;-have-been-paid-erroneousiy-or Whenever-the-System-determines-benefits;-except-for-an--impermissible in-an-excess-amount-greater-than-\$50.00y-the-System-shall-record--such overpayment--as--an--accounts-receivable-and-notify-the-payee-or-other person-from-whom-repayment-is-expected-of-the-amount-due-+9
 - Interest-shail-accrue-at-the-statutory-rate-beginning-on-the-first-day of-the-month-foltowing-30-days-from-the-date-of--notification--by--the Systemy-with-the-exception-ofto
- ±} Those--balances--owed--for--overpayment--of-disability-retirement annuity-resulting-from-excess-earned-income-which--are--recovered in--full--in--the--calendar--year--in--which--the--overpayment-is determined, and
- The-overpayment-will-be-collected-in-accordance--with--the--following Any-overpayments-with-a-beginning-balance-of-less-than-\$17888; †
- Overpayment-to-benefit-recipient:---The-amount-owed-must-be-repaid to--the--System--in--a--lump--sum--or--by--offset-against-monthly benefits;-howevery-the-payment-schedule-shall--not--exceed--sixty aonths:---Miniaum--monthly--payments-will-be-set-according-to-the following-scale-based-on-monthly-benefit-level-
 - Ff-the-benefit-recipient-s-gross-monthly-benefit--is--\$1788 or--less---the-minimum-monthly-payment-by-offset-is-equal-to 58-of-the-qrossy
- If-the-benefit-recipient-s-gross--monthly--benefit---is--more than--\$1788--but--less--than--\$275817--the--minimum-monthly payment-by-offset-is-equal-to-7-58-of-the-gross+ 中田

Ff-the-benefit-recipient-s-gross-monthly-benefit---is--927501

e)

or--more, --the-minimum-monthly-payment-by-offset-is-equal-to Overpayment-to-current--contributing--or--inactive--member---The check-or-money--ordery--or--by--offset--against--future--benefits amount--owed-must-be-repaid-in-a-iump-sumy-in-monthly-payments-by 108-of-the-gross: 43

payable---to---the--overpaid--individual-(unless-the-overpayment-is required-to-be-collected-from-the-individual-s-beneficiariesy--in which--case--it--will-be--collected--according--to--the-terms-of subsection-(d)(3)-below)---If--by--offset--against--the--overpaid individual-s--future--benefitss--at--the-time-the-benefits-become

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payable-the-minimum-monthly-payments-will-be-determined-according to-the-scale-and-schedule--set--forth--in--subsections--(d)(l)(l) through-(d)(1)(e)-above-

- Overpayment--to--benefit--recipient-now-deceased,-to-be-collected from-beneficiaries-46
- schedule--may--exceed--the--projected--life--of--the-benefit A) If-the-beneficiary-is-the-recipient-of-monthly-benefitsy-the amount-owed-must-be-repaid-in-the-same-manner;-involving-the same-payment-optionsy-as--the--schedule--of--repayments--for overpaid--contributing--or--inactive--members,--set-forth-in subsection-(d)(1)-above--provided,-however,-that-no--payment entitlements.---For-example,-if-the-beneficiary--is--a--minor child,---the---repayment---must---be--completed--before--the beneficiary-reaches-majority;
- If-the-beneficiary-is-the-recipient-of--a--lump-sum--benefit only---the--System--will--impose--a--full--offsety-up-to-and including, if-necessary, the full -- amount -- of -- the -- tump-sum 中田
- The--System--will--pursue-collection-through-any-available-means; including-seeking-the-assistance-of--the--Attorney--Generaly--the Debt-Collection-Board, -or-private-collection-agencies; 44
- In--any--cases--in-which-fraud-is-suspected-in-connection-with-an overpayment,-the-System-will--enlist--the--aid--of--the--Attorney General--or--such--law--enforcement--agency--or-prosecutor-having appropriate-jurisdiction-for-a-determination--whether--fraud--has occurred,--and,--if--it--has,--for--further--officia}--action--as necessary-and-appropriate-5

effective 72 43== Reg. 111. 22 APR 0 9 1998 Amended (Source:

SUBPART D: MEMBERSHIP AND SERVICE CREDITS

Section 1650.346 Service Credit for Periods Away From Teaching Due to Adoption

- age or caring for a newly adopted infant under three years of age. For purposes of determining eligibility to receive optional service beginning prior to July 1, 1983, during which a teacher ceased covered employment for the purpose of adopting an infant under three years of Service credit of up to three years shall be granted for q a
 - credit under the provisions of 40 ILCS 5/16-127(b)(5)(iv), the covered employment" shall mean the submission of a resignation that terminated employment in a position requiring membership contributions to the System as a condition of following definitions shall apply:
- "For the purpose of adopting an infant under three years of age" shall mean the termination of covered employment: 7

TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

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- entity resulting in the adoption of an infant who is under the age of three at the time the member terminates covered requirements of an adoption agency or similar A
- to formally commence judicial or administrative proceedings to adopt an infant who is under the age of three at the time the adoption proceedings were initiated; or B)
- infant under the age of three while an adoption proceeding is ongoing which results in the adoption to care for an of the infant. 0
- shall mean providing care to an adopted infant of less than three years of age when the interruption of service begins within 180 days after the court order declaring the member the adoptive "Caring for a newly adopted infant under three parent of such an infant. 3
 - Universities Retirement System" means employment in a position "Teaching service creditable under this System or the State requiring membership contributions to the System or the State Universities Retirement System as a condition of employment. 4
 - documents necessary to establish service credit under this Section shall include: 0
- Employment records; ココヨヨヨ
- Birth certificates;
 - Court records;
- Adoption agency records;
- Governmental records; and/or
- proof of service submitted to the System reliably documents the based upon actual knowledge and are sufficiently specific as to Other documentation, such as corroborating affidavits, that are times, dates, places and surrounding circumstances so that service credit to be established while eliminating possibility of mistake or fraud.
- System or the State Universities Retirement System for the period the member was away from teaching due to adoption or one year, whichever purposes of granting service credit for periods away from teaching when the member returns to teaching service creditable under this to adoption, the statutory return-to-teaching requirement is met q q

(F) દે જે 111. 22 (Source: Added at APR 0 9 1996 Retirement

Section 1650.350 Service Credit for Unused Accumulated Sick Leave Upon

To be creditable for retirement purposes, sick leave days must actually be available for use by a member in the event of illness. Service credit is not available and shall not be computed for sick a)

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normal annual sick leave allotment during a member's final years of employment are actually available for use and reportable to the System the record of a member for the purpose of increasing a member's retirement service credit. To determine if any sick leave days granted by an employer in excess of the member's as service credit, the System shall apply the following formula: leave days added to

the date upon which the sick leave days were granted, the or the member's employment agreement, whichever is greater, until termination number of days remaining in the school term

shall be determined;

from the resulting number of days the System shall subtract the number of sick leave days previously accrued by the member; and the difference is the maximum number of sick leave days that may 3 2)

provided that the employer will allow the member to use such days reported in addition to those days previously accrued, in the event of illness prior to termination.

subsection (b), a member is not deemed compensated if his or her accumulated sick leave days available for use and credited to the such days. Direct compensation means payment of salary, wages, fringe benefits, contributions, bonuses and lump sum payments before or-after employer maintains or establishes a reward system (based upon daily (including but not limited to salary) and which does not reduce the member by the employer. Effective July 1, 1998, if a member receives of--any--kind for accumulated sick leave days that is also before--or--after termination, no service credit shall be available for the days so Unused and uncompensated sick leave days are not eligible for service credit at retirement when the member receives direct compensation for attendance of employees) which pays additional benefits to a member οĘ Notwithstanding the foregoing provisions earnings creditable as reportable to the System retirement. (q

grant service credit for any days withdrawn by the member from a sick leave bank in excess of the days deposited therein and unused by the For purposes of calculating a retirement annuity, the System shall not member. 0

forth in subsections (a) and (b) above for sick leave days, but only Accumulated personal leave days are governed by the same standards set if they were actually available for use by a member in the event of (p

Accumulated, unused vacation days are not creditable with the System. (e

effective Reg. 111. 22 App 0 8 1995 (Source:

Section 1650.360 Settlement Agreements and Judgments Service-and-Barnings Gredit-Obtained-Pursuant-to-Labor-Contract-Litigation a) In the event a member and employer enter into a settlement agreement

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dismissai--or--suspension--and--a--judgment--or--agreement--is-entered resulting-in-an-avard-or-agreed-amount-of-settlement-to-the-member--to dismissal-or-suspension;-service-and-earnings-credit-shall-be--granted following provisions shall govern the computation of creditable service and the reporting of creditable earnings. When-a-member-loses service-credit-and-creditable-carnings--as--a--result--of--a--disputed compensate--the--member--for--lost--salary--during--the--period-of-the to resolve employment issues which affect service and earnings credit,

1) the -- award-or-settlement-agreement-identifies-the-time-period-for which-the-member-should-have--received--service--credit--and--the amount--of--salary-allocable-under-the-award-or-agreement-to-each school-term,-and,

the-required-contributions-are-paid-within--one--year--after--the award--or--agreementy--otherwise-interest-shail-be-charged-at-the applicable-statutory-rate-from-the-date-of-the-award-or-agreement as-specified-in-Section-16-112-of-the-Actth th

agreement must contain the following: Provided,-however, in the cash award or settlement amount is estther - or - - then what--the--member-s-satary-rate-would-have-been-for-the-time-period-in question;-the-contributions-shall-be-assessed-against-that--which--the To ensure the reportability of service and earnings credit covering a retroactive time period, member-would-have-earned-had-the-dispute-not-occurred: agreements Q Q

the time period for which the member would have received salary or service credit;

a statement the settlement is an award of back salary; and

period covered by the settlement agreement had the employment the amount of salary the member would have been paid during

Contributions on retroactive settlement agreements are based upon ssue not arisen. 0

required contributions due on retroactive settlement agreements salary a member would have otherwise earned but for the employment q)

agreement; otherwise interest shall be charged at the applicable date of the settlement service and earnings credit statutory rate from the date of the settlement agreement. must be paid within one year after the of the reportability ensure (e

the time period for which the member is to receive service covering a prospective time period, settlement agreement must contain the following: agreements

a statement confirming the member is to be employed as a teacher. credit, not to exceed one year.

statement that the member will continue to receive the same salary on regular pay dates and fringe benefits to which he she would be entitled. 35

it must not be prior to the end of the time period covered by the If a resignation date is contained in the settlement agreement, 4

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NOTICE OF ADOPTED AMENDMENTS

settlement agreement.

- presumed reportable for prospective settlement agreements covering in excess of salary presumed available nor is not Service credit £)
 - ensure the reportability of service and earnings credit awarded jurisdiction, pursuant to a judgment of a court of competent judgment order must contain: To 엉
- the time period for which the court determines the member should have received salary or service credit
- a statement the judgment is an award of salary. 35
- the amount of salary the member would have received during the period covered by the judgment.
- judgments are based upon the salary a member would have otherwise earned but for the issue being litigated. uo Contributions 디

SUBPART E: CONTRIBUTION CREDITS AND PAYMENTS APR 0 9 1998

Section 1650.480 Rollovers to the System

- For a rollover to The System may accept a rollover initiated by a member as payment for be accepted by the System, the following conditions must be met: optional service credit, to repay a refund, or to pay contribution required to retire without discount. a
 - the member must establish an account receivable with the System prior to initiating the rollover; a
- "eligible retirement plan" as defined in subsection (b) below and not jeopardize the System's tax exempt status or create adverse consequences for the System; the rollover must be from an 2
 - described in section 402(c) of the Internal Revenue Code (26 U.S.C. Section 402(c)) and the Treasury Regulations promulgated the rollover must be an "eligible rollover distribution" thereunder; 3
- any other person including, without limitation, a spouse, unless the result of a Qualified not the rollover funds must belong solely to the member, and funds as Domestic Relations Order (QDRO); the member obtains the 4
- the amount of the rollover does not exceed the amount due the System; and 2
- confirming that the rollover does not contain any deductible the member has provided the System with a rollover certification, member contributions. (9
- this Section, the term "eligible retirement plan" sections 401(a) and 403(a) (26 U.S.C. 401(a), 403(a)) or a conduit individual retirement account/annuity as provided in Internal Revenue tax qualified plan under Internal Revenue purposes of shall mean any 9

TEACHER'S RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

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Code section 408 (26 U.S.C. 408).

- Prior to accepting any transfers to which this Section applies, the System may require the member to establish that the amounts to be transferred to the System meet the requirements of this Section and satisfactory to the System that the amounts to be transferred meet an opinion of may also require the member to provide the requirements of this Section. <u></u>
- Procedures, or other quidance issued by the Internal Revenue Service. A member's rights with respect to the rollover contributions shall be any Regulations, The acceptance of a rollover shall be subject to ğ
 - 100 percent vested and nonforfeitable. e

Reg. 111. 22 APR 0 9 1998 (Source:

effective

SUBPART F: RULES GOVERNING ANNUITANTS AND BENEFICIARIES

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at

(Source: Amended

Section 1650.575 Full-time Student - Receipt of Survivors Benefits Until Age 22

- institution (other than a program of study by correspondence), and who For purposes of 40 ILCS 5/16-140(4), a full-time student shall be one who is enrolled in a course of study in an accredited educational is carrying a full-time workload as determined by the educational institution during the regular school year for the course of study the student is pursuing. a
- universities, and post-secondary vocational institutions whose courses colleges, of study are approved by appropriate state or federal educational schools, include institutions accreditation authorities. Accredited educational a
- A regular school year is the eight to nine months which includes two semester terms or three quarter terms (or their equivalent), excluding the summer term. Terms that begin after April 15 and end before September 16 are considered summer terms. î
- school years if the benefit recipient was a full-time student the Survivors benefits shall be payable during the period between regular preceding semester term or quarter term (or their equivalent). q
 - must receive a certification signed by an official of the educational institution confirming that the student is a full-time student To verify that an eligible child is a full-time student, the provided in subsection (a) above. (e)

effective হা কু Reg. 111. 22 App og 1938 (Source:

Section 1650.595 Overpayments

impermissible an except for When the System determines benefits, a)

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refund as defined in Section 1650.240, have been paid erroneously in am amount greater than \$50 to a member, annuitant or beneficiary (recipient), the System shall record such overpayment as an accounts receivable and make demand upon the recipient for the amount due.

- b) Interest shall accrue on overpayments at the rate of 0.83% per month beginning on the first day of the month following 30 days from the date of notification to the recipient of the overpayment.
 - c) The System shall use its best efforts to ensure repayment of overpayments within 36 months after such overpayment.
- d) If the recipient of an overpayment fails to repay the amount due plus any applicable interest within 36 months, the System will collect any amount plus applicable interest outstanding at the time the recipient next receives a benefit from the System by withholding 10% of the recipient's gross payment, if a periodic payment, including any reciprocal system payments, or 100% if a lump sum payment,
 - The System shall retain the option to refer any debt due the System to the Attorney General, the Debt Collection Board, the Comptroller's Offset System, or private collection agencies at any time it deems appropriate.

(Source: Added at 22 Ill. Reg. 78 43 ₹, effective

SUBPART L: BOARD ELECTION PROCEDURES

Section 1650.1000 Nomination of Candidates

- a) Any candidate for a vacant teacher position on the System's Board of Trustees shall be nominated by a written petition signed by no fewer than 500 individuals who, as of the date of signing, were teachers as defined in Section 16-106 of the Illinois Pension Code [40 ILCS
- b) Any candidate for a vacant annuitant position on the System's Board of Trustees shall be nominated by a written petition signed by no fewer than 500 individuals who, as of the date of signing, were teachers as defined in Section 16-111.1 of the Illinois Pension Code [40 ILCS 5/L6-11.1.]
- c) Petitions may be circulated for signatures by any individual or entity for a period of time commencing the November 1 immediately preceding the election date and ending with at-any-time-during-the-school-term in-which-the-election-is-held-and-prior-to the time for filing such petition with the Board's secretary as provided in subsection (b)(4)(4)(5) of Section 1650,1010.
- vacant teacher position on the Board may sign petitions for as many candidates as desired.

 e) An individual eligible to sign a petition nominating a candidate for a vacant annuitant position on the Board may sign petitions for as many

An individual eligible to sign a petition nominating a candidate for a

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candidates as desired.

(Source: Amended at 22 111. Reg. [3 43], effective

Section 1650.1010 Petitions

- a) All petitions shall be in the form adopted by the System. Petition forms may be obtained from the System, upon request of any individual
 - or entity.

 b) A valid petition nominating a candidate for a vacant teacher position or a vacant annuitant position on the System's Board of Trustees shall meet the following requirements:

E) The-petition-must-be-in-writing;

- 1)2) The petition must bear the requisite number of original signatures of individuals eligible to nominate the candidate pursuant to subsection (a) or (b) of Section 1650.1000. A valid petition may consist of multiple pages and may contain blank signature lines; however, all valid signatures thereon must be original signatures;
- 2)3) Each signature of an eligible voter must be accompanied by the signing person's name (printed), street address, city, and state;
 - 3)4) The petition shall bear the notarized signature of the individual who circulated the petition for signatures, verifying that the signatures contained thereon were signed in that individual's presence, are genuine, and that to the best of the circulating individual's knowledge, the persons who signed the petition were eligible to do so as provided in subsection (a) or (b) of Section 1650,1000;

(b) or section isoscious, the Board's secretary not less than 90 nor more than 120 days prior to the election day;

5)6) Petitions filed less than 90 days prior to the election day are invalid and will be returned to the party submitting such

petition for filing; and

6)7+ Petitions filed more than 120 days prior to the election day
will not be accepted and will be returned to the party submitting
such petition for filing. Nothing in this subsection precludes
the timely re-filing of petitions filed more than 120 days prior
to the election day.

 c) The Board's secretary shall determine the validity of all petitions not less than 75 days prior to the election day.

d) Any individual may, upon reasonable notice to the System, examine the petitions which have been filed with the System with respect to the election to take place that year; provided, however, that in order to protect the signing teachers, and annuitants' rights to privacy and confidentiality as to their names, addresses, and social security numbers, such examination shall only take place subject to the

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Following limitations:

- validity of the petitions has been verified by the Board's 1) Petitions may only be examined at the System's offices after the secretary as provided above in subsection (c) of this Section;
 - Petitions may not be removed from the System's offices, copied, or duplicated by any means; and 2)
- pe not Petitions, including any information thereon, shall subject to production or disclosure under the provisions Illinois Freedom of Information Act (FOIA) [5 ILCS 140]. 3)

effective 78 43 = = Reg. 111. App 0 9 1998 (Source:

Section 1650.1030 Election Materials

- At least 10 days prior to the election day, the System shall mail to the eligible voter's latest address known to the System the following election materials:
- annuitant candidates, depending on the basis for the individual's eligible voter status as provided in Section 1650.1020(a) or (b); 1) A preprinted, perforated ballot/signature card listing, candidates or either the teacher order, alphabetical
- and 7--perforated-with-one-section-marked-"For-Ballot-Only,"-and A preprinted, return envelope addressed to the System's Board $_{\perp}$ the-other-section-marked-"Por-Signature-Card-Only-" 5
 - A preprinted envelope marked "For Ballot Only."
- If an eligible voter has not received any or all of the election election day, the eligible voter may request that the System send verify-that-the-requesting-individual-is-an-eligible-voter-as-provided in--Section--1650.1020.-and--upon--such--verification--shall-send-the prescribed--by--the--System:---The--eligible--voter-shall-complete-the materials specified in subsection (a) of this Section prior to the election materials to him or her. Upon-such-request;-the-System-shalt eligible-voter-a-vritten--certification--of--nonreceipt--in--the--form certification-attesting-to-nonreceipt-of-election-materials-and-return it-to-the-System: Q Q
- and upon such verification shall send the eligible voter a Upon such request, the System shall verify that the requesting individual is an eligible voter as provided in Section 1650.1020, written certification of nonreceipt in the form prescribed by the if the election is less than one week away, via priority U.S. System and the election materials via first class U.S. mail,
- nonreceipt of election materials and attach it to the signature The eligible voter shall complete the certification attesting 2)
- Upon-receipt-of-the-certification--of--nonreceipt--provided--above--in ψ

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or-if-the-election-is-less-than-one-week-away;-via-priority-U-S-mail-All--requirements--imposed--by--Section-1650.1040-regarding-marking-of subsection--(b)--of--this--Section,--the--System--shall--mail-election materials-to-the-requesting-eligible-voter-via-first-class-U-S---mailballots-and-by-Section-1650-1050-regarding--return--of--ballots--shall remain-applicable;

c)d) If previously mailed election materials are returned to the System undelivered at least one week prior to the election day and a forwarding address has been provided, the System shall mail election materials to the forwarding address via first class U.S. mail.

Reg. 111. 22 APR 0 9 1998 (Source:

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Section 1650.1040 Marking of Ballots

A valid ballot must conform to the following requirements:

- of two lines which intersect inside the square immediately before the name of the selected candidate. If two lines do not intersect inside All choices of candidates must be indicated by a cross mark consisting the square, the mark is invalid and will not be counted; a)
- Each eligible voter is entitled to only one vote for any particular candidate; (q
- each eligible voter may vote for only one candidate for each position to be elected containing-the-names-of-candidates-for-a-vacant--teacher will not be counted. If only one candidate is selected, the selection With respect to a ballot where there are two trustees to be elected, position--on--the--Board,-no-more-than-two-candidates-may-be-selected. If more than two candidates are selected, the ballot is will count as only one vote; and ô
- With--respect--to--a--ballot--containing-the-names-of-candidates-for-a vacant-annuitant-position-on-the-Board,-no-more-than-one-candidate-may be-setected.---If-more-than-one-candidate-is-setected.--the--ballot--is invalid-and-will-not-be-counted;-and d to
 - d)e) Handwritten entries of candidates are invalid and will not

78 A 82 111. APR 0 9 1998 (Source: Amended

effective

Section 1650.1050 Return of Ballots

- Upon receipt of the election materials specified above in Section 1650.1030, the eligible voter shall: a)
 - 1) Mark his or her ballot in accordance with Section 1650.1040;
- Write his or her signature, and address, and social security number on the signature card; 2)
- completed ballot and signature card along the Detach

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perforated lines;

- Place the completed ballot into the perforated -- section -- of -- the return envelope marked "For Ballot Only", --without-separating-the sections-of-the-envelope; 4)
- Place the completed signature card and the ballot envelope into the perforated--section--of--the return envelope marked---Por Signature---Card--Only44,---without--separating--the-sections-of-the 2)
- Attach postage, seal and mail via U.S. mail or express delivery service the unseparated return envelope consisting-of-both-the "Por-Ballot-Only"-and-the-"Por-Signature-Card-Only"-sections, so as to ensure that it will reach the System at or prior to 10:00 a.m. on the election day. (9
 - via--U-S---mail--or--express to 10:00 a.m. on the election day. Ballots received after 10:00 a.m. on the election day are invalid and System Ballots must be received at the detivery -- service at or prior will not be counted. (q
- eligible voters must return their ballots to the System individually, either via U.S. mail or express delivery service. Ballots returned to the System in bulk, via hand delivery, or delivery other than as specified in this subsection, are invalid and will not be counted. 0
 - Ballots not returned in the "For Ballot Only" "For--Signature--Card Only "-- section -- of-the-perforated envelope are invalid and will not be counted, (p
- Ballots returned with an unsigned signature card, or without a signature card, are invalid and will not be counted. (e
- Ballots returned in any envelope other than the return perforated envelope provided by the System are invalid and will not be counted. £)
- The perforated return envelope must not be separated into sections. <u>#f-the-return-envelope-is-separated-prior-to-the-System-s-receipt;-the</u> ballot-contained-therein-is-invalid-and-will-not-be-counted-46

effective 6.65 6.65 6.44 6.44 6.44 Reg. 111. 22 APR 0 9 1990 (Source: Amended

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- Primary Heading of the Part: Control of Outdoor Advertising Adjacent to and Interstate Highways 7
- 92 Ill. Adm. Code 522 Code Citation:

2)

Adopted Action:	Amend	Amend	Amend	Amend	Amend	Amend	Amend	Amend	Amend	New Section	New Section
3) Section Numbers:	522.20	522.30	522.50	522.60	522.80	522,130	522.150	522.190	522.200	522.Illustration K	522.Illustration L

- Statutory Authority: Implementing Sections 9-112.1 and 9-112.2 of the Illinois Highway Code [605 ILCS 5/9-112.1 and 9-112.2] and Sections 1 through 8 and 10 of the Highway Advertising Control Act of 1971 [225 ILCS 140/1-8 and 10] and authorized by Section 4-201.1 of the Illinois Highway of the Highway Advertising Control Act of 1971 [225 ILCS 440/14.01]; implementing Section 1 and thorized by Section 17 of the Airport Zoning Act [620 ILCS 25/1]. Code [605 ILCS 5/4-201.1] and Section 14.01 4)
- Effective date of rules: April 9, 1998
- Does this rulemaking contain an automatic repeal date? (9
- Does this amendment contain incorporations by reference? 7)
- Date filed in agency's principal office: April 9, 1998 8)
- Notice of proposal published in Illinois Register: 6

December 19, 1997, 21 Ill. Reg. 16316

- Has JCAR issued a Statement of Objections to these rules? No 10)
- Differences between proposal and final version: Various grammatical changes were made in agreement with JCAR and the Code Division. 11)
- agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? Have all the changes 12)
- Will this rule replace an Emergency Rule currently in effect? 13)

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Are there any amendments pending on this Part? No 14)

ILCS 440/3.16] amended the Highway Advertising Control Act of 1971 to Surface Transportation Efficiency Act (ISTEA) regarding the creation of the definition of "Primary Highway" and "Scenic Byways". The Department is Summary and purpose of rules: P.A. 89-605, effective August 2, 1996 [225 National Highway System and Scenic Byways. This legislation revised the revising Part 522 to incorporate changes required by Public Act 89-605. Intermodal the federal Namely, the inclusion of new definitions. comply with the provisions of 15)

language to improve upon the implementation and administration of the program. The following analysis more specifically addresses the Additionally, the Department is clarifying provisions and revising significant changes the Department is making to this Part.

At Section 522.20, Definitions, "Business area", under the Department's current rule, outdoor advertising is permitted on Interstate highways when However, federal and State laws limit outdoor advertising to those areas advertising in those areas along Interstate highways that do not have 1959. Likewise, the new requirement that the applicant show "based on used on September 21, 1959, and "continuously" thereafter, is mandated used for commercial or industrial purposes as of September 21, 1959. Therefore, the Department, in close conjunction with the Federal Highway Administration (FHWA), revised "Business area" to allow for outdoor zoning but were clearly used as commercial or industrial on September 21, contemporaneous historical records of State actions" that the land was language from the FHWA. Without this clarification, federal funding that hinges on State compliance with federal outdoor advertising laws will be the land is actually zoned for commercial or industrial land use.

The Department is also adding definitions, verbatim from the statute, of "National Highway System", "Primary highway", and "Scenic byway."

upright and replacing it with a steel monopole support will fall under the definition of "erect" and will require a new permit. This is an issue which the Department has had to address numerours times over the last Department is clarifying that signs that are changed by removing the wood At Section 522.30(f), Signs Requiring Permits and Registrations, several years.

(see subsection (b)(11)); and, language which provides for the conditions language which states that a "contract to purchase" will be accepted as sufficient proof of permission to erect a sign (see subsection (b)(5)); language which supports the change to the definition of "Business area" under which a person may acquire a new permit for signs that are going to At Section 522.50, Permit Application Contents, is revised to include:

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be rebuilt with a substantial change to the size or structural component of the sign (see subsection (b)(12)).

Section 522.60, Receipt of Application, the Department has further developed this Section to assist both District personnel and the applicant in understanding how the Department's methods of processing permits works. The detail provided for in this Section under this new rulemaking assures an impartial and legally-sufficient method of issuing permits in an industry that is growing increasingly highly competitive.

of one sign company sending in multiple permits for the same site, stretched out over several days, in an effort to limit competition for Section 522.80, Denial of Application, is revised to prevent the practice that site. Section 522.130, Review Procedures, is revised to allow for interested parties involved in a dispute to obtain copies of the opposing party's The revisions also allow the Director of Highways to hold conferences, if necessary. written arguments.

premise signing "as long as the parcels of land where the sign and At Section 522.190(e), Standards for On Premise Signs, the existing rule requires a person to "own and operate the land and business" before he/she can qualify for on premise signing. Federal policy now allows for on business are located are owned by the same entity or person." At Section 522.200(h), Standards for Signs in Business Areas, new language has been added to assure proper spacing when measuring between certain types of signs. The new standards in this subsection correspond with the new Illustrations that are added to the Part. Two new Illustrations are added to the Part which will indicate how to measure between signs if you have a monopole, back-to-back, V-type sign or if you have a standard, back-to-back, V-type sign. Information and questions regarding these adopted rules shall be directed 16)

Illinois Department of Transportation 2300 South Dirksen Parkway, Room 103 Chief, Bureau of Land Acquisition Springfield, Illinois 62764 Mr. David E. Schinneer (217) 782-6243 The full text of the Adopted Amendments begins on the next page:

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DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

CHAPTER I: DEPARTMENT OF TRANSPORTATION TITLE 92: TRANSPORTATION SUBCHAPTER f: HIGHWAYS

CONTROL OF OUTDOOR ADVERTISING ADJACENT TO PRIMARY AND INTERSTATE HIGHWAYS PART 522

SUBPART A: GENERAL PROVISIONS

Definitions Purpose Section 522.10 SUBPART B: PERMIT APPLICATION AND REGISTRATION PROCEDURES AND REQUIREMENTS

Signs Requiring Permits and Registrations Registration of Existing Signs Permit Application Contents Approval of Application Receipt of Application Denial of Application Renewal of Permits Place of Filing 522.50 522.60 522.70 522.80 522.90 Section 522.30 522.40

SUBPART C: REVOCATION OF PERMITS

Notice of Intent to Revoke Reply of Permittee Review Procedures 522.120 522.110 Section

Issuance of the "30 Day Letter"

522.140

SUBPART D: STANDARDS FOR SIGNS

Standards for Signs Advertising the Sale or Lease of Property on Standards for Signs Providing Information Relative to Lodging, Food, Outdoor Recreational Facilities or Automotive Service Facilities Signs that may not be Erected or Maintained Standards for Signs in Business Areas Standards for Directional Signs Standards for Official Notices Standards for On Premise Signs which they are Located 522.150 522.160 522.200 522.210 Section 522.170 522.180 522.190

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SIGNS WHICH MAY BE ERECTED WITHOUT A PERMIT SUBPART E:

Department Notification 522.220 Section

SUBPART F: MISCELLANEOUS PROVISIONS

Signs Facing Two or More Highways Multiple Signs 522.230 522.240 Section

Spacing Measurement Monopole Back-to-Back V-Type Spacing Measurement Standard Back-to-Back V-Type Unzoned Commercial or Industrial Area Control Along Intersecting Highways Spacing Measurement At Right Angle Spacing Measurement Along Pavement Spacing Measurement On Same Line Spacing Measurement Along Curves Map of Highway Districts Interchange Spacing Public Airports Expressway ILLUSTRATION K ILLUSTRATION A ΩЫ Ů \mathbb{H} Ь ILLUSTRATION **ILLUSTRATION** ILLUSTRATION LLUSTRATION ILLUSTRATION LLUSTRATION ILLUSTRATION ILLUSTRATION

AUTHORITY: Implementing Sections 9-112.1 and 9-112.2 of the Illinois Highway Highway Advertising Control Act of 1971 [225 ILCS 440/1-8 and 10] and authorized by Section 4-201.1 of the Illinois Highway Code [605 ILCS 5/4-201.1] and Section 14.01 of the Highway Advertising Control Act of 1971 [225 ILCS 440/14.01]; implementing Section 1 and authorized by Section 17 of the Airport Code [605 ILCS 5/9-112.1 and 112.2] and Sections 1 through 8 and 10 of the Zoning Act [620 ILCS 25/1 and 17].

new Part adopted at 12 Ill. Reg. 16163, effective September 27, 1988; amended at 17 Ill. Reg. 7258, effective May 7, 1993; amended at 22 Ill. Reg. SOURCE: Amended August 23, 1976; codified at 7 Ill. Reg. 12887; Part repealed, APR 0 9 1998 _, effective 60

SUBPART A: GENERAL PROVISIONS

Section 522.20 Definitions

"Act" means the Highway Advertising Control Act of 1971. (###:--Rev; Stat:-19917-ch:-1217-par:-501-et-seg:) [225 ILCS 440/1-et-seg:]-

"Air mile" means a distance of one mile as measured horizontally along a straight line between the sign and activity advertised. "Business Area" means any part of an area adjacent to and within <u>660</u>

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for business, commercial or industrial activities under the authority of any law of this State; or not so zoned, but which constitutes an unzoned commercial or industrial area. However, as to signs along which are zoned for business, industrial or commercial use, or to portions of Interstate highways which traverse other areas where the land use, as of September 21, 1959, was clearly established by State law as business, industrial or commercial. (Section 3.12 the Act,-fff. Rev --- Stat --- 19917 -- ch -- 1217 - par -- 503 - 12 | [225 ILCS 440/3.12]] - Areas which were zoned as of September 21, 1959 and were not specifically considered business areas along Interstate highways. Areas which were unzoned on September 21, 1959 may qualify as business areas along contemporaneous historical records of State actions (e.g., State sales agricultural and/or farming activities, including but not limited forestry, ranging, grazing, wayside produce stands and grain outdoor advertising structures; activities not visible from the main-traveled way; and activities conducted in a building principally used as a residence (if the ground floor of the building is more than six-hundred-sixty feet of the right-of-way which is at any time zoned the term "business area" includes only areas which are within incorporated limits of any city, village, or as such limits existed on September 21, 1959, and 1959 and were outside corporate limits on that date will not be commercial or industrial. Land unzoned on September 21, 1959, used storage bins, will not be considered as business, commercial or industrial land uses for purposes of this Part. Additionally, unzoned 50% residence) will not be considered as business, commercial or zoned for business, commercial or industrial use as of September 21, September 21, 1959 was and has continuously been used as business, temporary activities not involving permanent buildings or structures; tax records, required State license fees, etc.) that the land the applicant can show, railroad tracks and minor sidings; įĘ Interstate highways industrial land uses. Interstate highways, incorporated town, for nseq

"Code" means the Illinois Highway Code. (filt.--Rev.--Stat.--1991;--ch. 121,-par.-1-101-et-seq.) [605 ILCS 5/101-et-seq.].

"Commercial or industrial activities," as used in the definition of "business area" and "unzoned commercial or industrial area," means those activities located within 660 six-hundred-sixty feet of the nearest edge of the highway right-of-way generally recognized as commercial or industrial by zoning authorities in this State, such as land use devoted to commerce, industry, trade, manufacturing, highway service, highway business, warehouses, offices or similar uses, but for the purpose of determining unzoned commercial and industrial areas does not include the following:

Agricultural, forestry, ranging, grazing and farming

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activities, including wayside fresh produce stands and grain storage bins;

Railroad tracks and minor sidings;

Transient or temporary activities not involving permanent buildings or structures;

Outdoor advertising structures;

Activities not visible from a main-traveled way;

Activities conducted in a building principally used as a residence (if the ground floor of the building is more than 50% residence) (Section 3.10 of the Act).

"Damaged signs" means signs which require more than fifty percent replacement of the uprights, in whole or in part.

Department" means the Illinois Department of Transportation.

"District" means any one of the District offices of the Department's Division of Highways. (See Section 522.11lustration $\rm H.)$.

"Directional signs" means signs containing directional information about public places owned or operated by Federal, State or local governments or their agencies; publicly or privately owned natural phenomena; historic, educational, cultural, scientific and religious sites; areas of natural or scenic beauty; or areas naturally suited for outdoor recreation which are deemed to be in the interest of the traveling public.

"Erect" means to construct, build, raise, assemble, place, affix, attach, create, paint, draw or in any other way bring into being or establish; but does not include any of the foregoing activities when performed as an incident to the change of advertising message or normal maintenance or repair of a sign or sign structure (Section 3.08 of the Act). Replacing more than fifty percent of the uprights, in whole or in part, or extending the height above ground, or similar activities which substantially change a sign such as anything which makes a sign more valuable; adding lighting, or making the sign bigger are examples, are not normal maintenance or repair.

"Expressway" means a primary highway constructed either as a freeway or tollway which has complete control of access. (See see Section 522_Illustration A_) (Section 3.04 of the Act).

"Federal, State or local law" means a Federal or State constitutional

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provision or statute, or an ordinance, rule or regulation enacted or adopted by a State or Federal agency or a political subdivision of a State pursuant to Federal or State constitution or statute.

'Illegal Signs" means signs not in compliance with this Part.

"Interchange" means a system of interconnecting roadways in conjunction with one or more grade separations, providing for the movement of traffic between two or more roadways on different levels.

"Interstate highway" means any highway, including a tollway, designated by the Department and approved by the United States Department of Transportation as a part of the National System of Interstate and Defense Highways. A highway becomes a part of the National System of Interstate and Defense highway upon the date of approval of the Route Location Decision and the approval of the addition of the highway to the National System of Interstate and Defense Highways by the Governor and the United States Department of Transportation. (Section 3.02 of the Act);

"Main-traveled way" means the traveled way (i.e., pavement) of a highway on which through traffic is carried. In the case of a divided highway, the traveled way of each of the separated roadways for traffic in opposite directions is a main-traveled way. It does not include such facilities as frontage roads, turning roadways, or parking areas_ (Section 3.05 of the Act);

"Maintain" means to allow to exist (Section 3.06 of the Act) and includes the periodic changing of advertising messages, customary maintenance and repair of signs and sign structures.

"Municipality" means a city, village, or incorporated town in the State of Illinois, but, "municipal" or "municipality" does not include a township, town when used as the equivalent of a township, incorporated town which has superseded a civil township, school district, park district, sanitary district or any other similar governmental district_(Section 3.09 of the Act);

"National Highway System" is a designation provided to certain highways by the Department, which designation must be approved by the United States Department of Transportation and the United States Congress for the purpose of providing an interconnected system of principal arterial routes that serve major population centers, international border crossings, ports, airports, public transportation facilities, other major travel destinations, and interstate and interregional travel and meet national defense requirements. (Section 3.15 of the Act)

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does not conform with the provisions of the Act. The term also non-conforming sign and/or sign structure may be repaired, but neither a lawfully erected conforming sign and/or sign structure nor alawfully erected non-conforming sign and/or sign structure may be compensation is paid to the sign and/or sign structure owner and the sign structure lawfully in existence as of the effective date of the Highway Advertising Control Act (July 1, 1972), but which thereafter includes a lawful sign and/or sign structure rendered non-conforming by its subsequently becoming subject to the terms of the Act, including but not limited to its being adjacent to a highway, and not in a business area, that subsequently comes under control of the Act or a sign and/or sign structure that is rendered non-conforming by sign and/or sign structures subject to the amendments of Section 6.01 (Size) and 6.03 (Spacing) of the Act by Public Act 87-1205 shall not be rendered compelled to be altered or removed under this Act until just owner or owners of the property on which the sign and/or sign Non-conforming sign and/or sign structure: A registered sign and/or this paragraph notwithstanding). subsequent amendment to the Act (except that non-conforming, the text of structure is erected.

"Official notices" means service club and religious notices and public service signs.

"Official signs" means signs erected and maintained by public officers or public agencies within their territorial or zoning jurisdiction and pursuant to and in accordance with direction or authorization contained in Federal. State or local law for the purposes of carrying out an official duty or responsibility. Historical markers authorized by State law and erected by State or local government agencies or non-profit historical societies are considered official signs.

"On premise signs" means those signs which advertise activities conducted on the property on which they are located. Variety seed signs, fertilizer signs, and other agricultural product signs are not on premise signs unless at least fifty percent of the sign face is devoted to identification of the farm owner or operator. A sale or lease sign which also advertises any product or service not located upon and unrelated to the business of selling or leasing the land on which the sign is located is not an on premise sign.

"Parkland" means any publicly owned land which is designed or used as a public park, recreation area, conservation area, wildlife or waterfowl refuge or historic site.

"Primary highway" means any highway, other than an Interstate highway in-existence--on--dune--ir--i991, designated by the Department and approved by the United States Department of Transportation as a part

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of the Federal-Aid Primary System in existence on June 1, 1991 or any highway other than an Interstate highway that is not on such system that is on the National Highway System. (Section 3.03 of the Act);

"Public utility signs" means warning signs, informational signs, notices or markers which are erected and maintained by publicly or privately owned public utilities as essential to their operations.

"Responsible Local Officials" means in urbanized areas, principal elected officials of general purpose local governments acting through the Metropolitan Planning Organization designated by the Governor; or in urban areas not within any urbanized area, principal elected officials of general purpose local governments.

"Rest area" means an area or site established and maintained within or adjacent to the highway right of way by or under public supervision or control for the convenience of the traveling public.

"Right-of-way" includes all property, whether it is presently being used for highway purposes or not, either under the jurisdiction of the Department or owned in fee by the State of Illinois or dedicated to the People of the State of Illinois for highway purposes, for which the jurisdiction, maintenance, administration, engineering or improvement of any highway situated thereon has been contracted by the Department to any other highway authority pursuant to Section 4-409 of the Highway Code.

"Scenic area" means any area of particular scenic beauty or historical significance as determined by Federal, State or local officials having jurisdiction over said areas, and includes interests in land which have been acquired for the restoration, preservation and enhancement of scenic beauty.

"Scenic byway" means that portion of a highway that has been nominated by the Department to the United States Department of Transportation for designation as a National Scenic Byway or All-American Road, and that has received national designation. "Scenic byway" does not include a section of primary or Interstate highway that traverses a business area at the time of nomination, except in accordance with Section 14.02(a)(5) of the Act. (Section 3.16 of the Act)

'Secretary" means the Secretary of the Department.

"Service club and religious notices" means signs and notices relating to meetings of not for profit service clubs and charitable associations, or religious services.

"Sign" means any outdoor sign, display, device, notice, figure

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painting, drawing, message, placard, poster, billboard, or other thing, which is designated, intended or used to advertise or inform, and of which any part of the existing or intended advertising or informative contents is or will be visible from any place on the main-traveled way of any portion of an Interstate or primary highway and which is within 600 six hundred-sixty feet of the nearest edge of the right-of-way of such highway. (Section 3.07 of the Act).

"Sign" also means any sign described above which is more than 660 9±x hundred-9xxty feet from the nearest edge of such highway right-of-way, outside of an urban area, visible from any place on the main-traveled way of any portion of such highway and erected with purpose of its message being read from such main-traveled way. (Section 3.07 of the Act).

"Sign Structure" means the assembled components which make up an outdoor advertising display, including but not limited to uprights, supports, display area and trim.

All measurements shall be from the outer edges areas of the activities, not from the property lines of the activities, and shall be along or parallel to the edge or pavement of Unzoned commercial or industrial area" means any area adjacent to the of the regularly used buildings, parking lots, storage or processing along Interstate highways for purposes of Section 522.210, where there side of the highway to the extent of the same dimensions except where purposes of Section 522.210, not zoned by any county or municipality and which lies within 600 six-hundred feet of any commercial or On primary highways other than expressways, but not is an unzoned commercial or industrial area on one side of the road in accordance with the preceding, the unzoned commercial or industrial area shall also include those lands directly opposite on the other such lands are publicly owned or controlled for scenic or recreational purposes. (See see Section 522,Illustration B.) (Section 3.11 of the right-of-way of a primary highway or an Interstate highway for industrial activity. the highway.

"Urban area" means an urbanized area or, in the case of an urbanized area area encompassing more than one state, that part of the urbanized area in each such state, or an urban place as designated by the Bureau of the Census of the United States having a population of 5,000 or more and not within any urbanized area, within boundaries to be fixed by responsible state and local officials in cooperation with each other, subject to approval by the Secretary of the United States Department of Transportation. Such boundaries shall, as a minimum, encompass the entire urban place designated by the Bureau of the Census. (Section 3.14 of the Act)=

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"Visible" means capable of being seen (whether or not legible) without visual aid by persons of normal visual acuity. (Section 3.13 of the Act):

(Source: Amended at 22 III. Reg. 78 68 7 , effe

SUBPART B: PERMIT APPLICATION AND REGISTRATION PROCEDURES AND REQUIREMENTS

Section 522.30 Signs Requiring Permits and Registrations

The following types of signs may be erected and maintained only after a permit or registration has been issued by the Department.

1) Signs along Interstate highways that advertise the sale or lease

property on which they are located;

b) On premise signs located along Interstate highways;
 c) Signs located along Interstate highways that provide in

sligns located along Interstate highways that provide information relative to lodging, food, outdoor recreational facilities or automotive service facilities;

d) Signs in business areas other than directional signs, official signs, official notices, public utility signs, or those non-business area signs described in subsections (a), (b), and (c) above;

e) Any nonconforming sign listed in subsections (a)-(d) which, after receiving a permit or registration, becomes a damaged sign and the owner intends to repair the sign. These signs shall require new permits but shall not require payment of a fee;

permits but shair not regulite payment of a ree;

Any sign listed in subsections (a)-(d) which, after receiving a permit or a registration, is erected again, is enlarged or extended by the sign owner. These signs shall require new permits and payment of the application fee.

(Source: Amended at 22 Ill. Reg. 72 5 2, effective

Section 522.50 Permit Application Contents

a) The permit application shall be a form prescribed by the Department. The application shall require the applicant to provide specific information necessary for the District to determine whether a permit should be issued.

b) The following additional documentation shall be attached to the permit application:

1) Verification as to the zoning classification for the proposed sign location. For proposed signs along Interstate highways, the documentation shall show whether the site lies within incorporated limits as they existed on September 21, 1959, and, if not, the land use as it was zoned on September 21, 1959. If

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the site was not zoned on September 21, 1959, or is not zoned now, this shall be stated.

Verification of zoning classification will consist of an ordinance, certification by the current zoning official or any other documentation which shows the zoning classification.

B) Zoning must be comprehensive. Signs will not be permitted on spot zoned land on which the only possible commercial or

industrial use is outdoor advertising.

A site drawing of the proposed location. The site drawing for business area signs other than on premise signs and signs that advertise the sale or lease of property on which they are located, shall contain at least the following information for signs to be erected outside of the counties of Cook, DuPage,

Lake, McHenry, Kane, and Will:

A) The exact location of the proposed sign.

B) The distance as measured along the edge of the highway pavement between the proposed sign and the nearest existing sign(s) other than on premise signs and signs that advertise the sale or lease of property on which they are located, whether illegal or legal as long as the sign(s) is visible from any place on the main traveled way of the highway regardless of which highway the sign's message is primarily intended to face and, in urban areas, is within 660 feet of the nearest edge of the highway right-of-way. Measuured distances between the proposed sign and the nearest existing sign shall be as prescribed in the table in subsection (b)(3).

C) The distance between the proposed sign and the nearest edge of the highway right-of-way.

D) For signs 1 located along interstate highways or expressways over signs located along interstate highways or expressways outside incorporated municipalities, the distance between the proposed sign and the beginning or ending of pavement widening for any interchange within 600 six-hundred feet.

3) For signs with display area in excess of 150 one--hundred--fifty square feet located in the counties of Cook, DuPage, Lake, McHenry, Kane and Will, the site drawing shall contain all of the information required in subsection (b)(2) above, and in addition shall be prepared or approved by a land surveyor licensed by the State of Illinois and shall show measured distances between the proposed sign and the nearest existing sign according to the following table:

Distance (feet)	009	009	009	400
Type of Highway	Interstate	Expressway	Primary (Unincorporated Area)	L

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- 4) For signs with display area in excess of 150 one--hundred--fifty square feet, a current title commitment or other evidence of title showing ownership of the proposed site.
 - being issued by the Department to erect a sign will be considered contract to purchase or other proof of contain all riders. Rents need not be shown. All changes made to the lease, contract to purchase, or consent which are related to the requirements of this Part shall also be submitted to the District. Whenever the lease, contract to purchase or consent is not signed by the property owner, proof of authority shall also provided. A lease, contract to purchase, or other form of consent to erect and maintain a sign that is subject to a permit a valid and binding document. If the lease, contract to purchase Whenever the applicant does not own the proposed site, a fully consent to erect and maintain a sign on the site. Leases shall or other consent to erect and maintain a sign is terminated prior to the erection of the sign, the permit is void. executed site lease, 2)
 - 6) For on-premise signs, a plat or survey shall be provided showing the location of the sign, the location of the activity being advertised, and the distance to the nearest edge of the highway right of way.
 - 7) For signs that advertise the sale or lease of property on which they are located, a site drawing shall be provided showing the location of the sign and the distance to the nearest edge of the highway right-of-way.
- For signs described by Section 522.210, the distance in air miles between the proposed sign and the activity advertised.
- A copy of written notice by applicant to the municipality where the sign is to be located, or to the county where the sign is to be located in an unincorporated area, of the fact that an application has been filed with the Department. A copy of the completed application form shall be forwarded to the municipality
- 10) Remittance of the application fee by check or money order payable to the Treasurer of the State of Illinois. As of July 1, 1993, the application fee shall be as follows:
- A) For signs of less than 150 square feet, \$50;
- B) For signs of at least 150 but less than 300 square feet, \$100;
- C) For signs of 300 or more square feet, \$200__ (Section <u>B</u> 440/6 of the Highway Advertising Control Act of 1971) (###:-Rev-Stat:-1991;-ch:-1217-par:-500;-as-amended-by--P-A:-097-12057 effective-duly-17-1993) [225 ILCS 440/8]-

The square feet shall be measured by the smallest square, rectangle, triangle, circle, or combination thereof which will encompass the entire display area. If one side of the sign provides for more display area than another, the measurements will be made on the larger side.

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- areas on parcels of land located in areas which were unzoned on September 21, 1959, proof based on contemporaneous historical records of State actions that the land use on September 21, 1959 was business, commercial or industrial, must be submitted with the permit application.
- 12) When a permit has previously been issued for a specific sign at a specific site and the holder of that permit wishes to change that permitted sign in a manner that would require the issuance of a new permit, the applicant must provide a copy of the original permit application identifying the permit number and application approval. This type of application will also require the following:
- A) A statement that the application is being submitted in order to move or improve an existing permitted sign and that this action will not cause any violations pursuant to the requirements of the Act and this Part.
- B) The removal of the existing permitted sign will occur prior to the erection of any other sign approved as a result of this permit application.
 - C) All other requirements of the Act and this Part are satisfied without conditions.

 The applicant shall certify that all of the information provided is
- true and accurate.
 (Source: Amended at 22 III. Reg. Appl 91998)

Section 522.60 Receipt of Application

Ali-permit-applications-shall-be-stamped-or-otherwise-marked-with-the-date--and time--upon--receipt--at--the--Bistrict--office----Permit--applications-shall-be processed-in-the-order-they-are-received:

- a) All permit applications shall be stamped or otherwise marked with the date and time upon receipt at the designated District office.
 - b) Priority of processing permit applications shall be in the order they are received.
- c) If a receipt is requested showing the date and time the application was received, the applicant shall submit a self-addressed, stamped envelope.
- d) Applications must be delivered to the designated District office with jurisdiction and not to any other District or to personnel other than the personnel designated to accept applications.
- e) Mailed applications will be considered to be received on the date postmarked by the U.S. Postal Service (USPS) on the envelope (at 11:59 PM). Private postmark stamps, bulk rate, or business stamping machines will not establish the proper postmark. The postmark will be

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established by the canceled stamp or USPS insignia on the envelope. If a postmark fails to exist, then the date shall be the date and time actually received and marked by the designated personnel at the histric effice.

£) Attempting to "notarize" or acknowledge a time other than 11:59 will not be recognized when applications are mailed.

q) Faxed or electronically submitted applications, letters, protests or messages will not be accepted unless agreed to in writing by the District office.

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Applications submitted by delivery or expedited mail service (e.g., overnight mail, Federal Express, UPS) will be considered to be applications delivered in person and not applications submitted by the private postmark date.

i) If two or more applications are mailed or received at the same time that could contradict the interests of the others, and the District cannot determine which application was there first with any degree of certainty, priority, will be determined by the District by lottery, drawing straws, coin toss, or any other fair and impartial method determined by the District.

 To ease administration of permit applications, the Department, at its discretion, may group applications for a particular site or geographic

k) Priority will not defeat the erection of a validly permitted registered but damaged sign re-erected at the same location.

1) Examples of Priority Applications:

1) Example One: Application "A" postmarked on the third of the month and received on the fifth; Application "B" hand delivered on the fifth. Application "A" has priority since it was

postmarked on the third at 11:59 PM.

2) Example Two: Application "A" postmarked on the third

month and received on the fifth; Application "B" received at 5:00 PM on the third. Application "B" has priority since it was received at 5:00 PM and Application "A" could have been mailed and postmarked up to 11:59 PM.

The administrator inspects the site during his/her regular duties or schedules a processing the denial, conditions change which may allow the The application with priority will be Example Three: Group A consists of five applications received at the period for If conditions will not allow the issuance of considered first, the application with second priority will a particular location with the During application having priority over the others. denied. the applications are considered second, and so forth. issuance of a permit. times special trip. different permit 6

Example Four: Same facts as Example three but all five applications receive final denial notice from the District.
District then moves on to Group B applications, inspects the site(s) and determines if any permits could be issued. If not, a

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30-day notice is sent. If, after reinspection, conditions change, the application with first priority in Group B is considered to determine whether a permit can be issued. If not, the second priority application is reviewed and so forth until the formal denial process ends. The District then moves on to Group C if one exists.

Example Five: Two applications arrive at different dates but are postmarked on the same date or two or more people claim they are first in line at the designated District office to have their applications processed. The District is unable to determine with any degree of certainty who has priority. The District will inform the parties that the District will determine priority by lottery as described in subsection (i) of this Part.

Source: Amended at 22 Ill. Reg. 78 68

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Section 522.80 Denial of Application

based on the requirements of this Part. No appeal may be taken from If a review of the application or a site investigation reveals that the permit application is incomplete, contains incorrect information then the District shall notify the applicant in writing by certified of its intent to deny the permit application and state the reasons for that action. The notification shall inform the applicant that he/she has thirty calendar days from the date of receipt of the applicant, the facts in support of that position and shall contain any The challenge must be received in the review the challenge and shall either approve or deny the application applicant's priority will be retained pending the District's final Only one application per applicant will be processed for the same site or any site within 500 feet of the site along an Interstate, expressway or a primary highway outside a municipality, or which a permit application is submitted prior to the final decision by or is not in compliance with the requirements of the Act or this Part, The District will within 300 feet along a primary highway within a municipality, notification to challenge the intent to deny or to correct time extensions will be permitted. in writing, state the position of District's decision on the challenged application. District office within the thirty day period. No challenge shall be made relevant documentation. deficiencies noted. decision.

the District. If, after consideration of the challenge, the District approves the application, the procedures in Section 522.70 shall apply. If, after consideration of the challenge, the District denies the application, it shall be marked "denied" on its face and the reason for denial stated on the application. The District shall notify the permittee of the denial by sending a copy of the denied application and refunding

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the application fee.

c) The permittee shall be deemed to have waived the right to challenge if the challenge is not filed in the time specified in subsection (a) above. In such case, the application will be denied and be processed in the same manner as an application denied with a challenge.

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SUBPART C: REVOCATION OF PERMITS

Section 522.130 Review Procedures

- a) Proceedings
- In response to the timely receipt of the Reply requesting a review, the District shall notify the Director of Highways within ten days that a Review Request has been received. A copy of the notification shall also be sent to the permittee.
- 2) The District and the permittee shall submit, to the Director of Highways or designee, written arguments in duplicate supporting their positions within thirty days of the Review Request being received by the Director of Highways.
- A) Written arguments must should contain proposed findings of fact and conclusions of law.
- B) The Director of Highways or designee will provide the District and the Permittee with a copy of the opposing parties written arguments. Written-rebuttai-arguments-with not-be-considered-unless-they-are-submitted-within-i5-days of-receipt-of-the-opposing-side+s-written-arguments-and-a copy-is-sent-to-the-opposing-side+s-written-arguments-and-a
- C) Written rebuttal arguments will be considered only if received in duplicate by the Director of Highways or designee within 15 days after the date each party receives the opposing party's written arguments. A copy of these rebuttal arguments will also be provided to each party by the Director of Highways or the Director's designee. The Birector of Highways or the Director's designee. The Birector of Highways or designee may hold a conference if it is a more sary to adjudicate confitcting facts or to simplify televant-issues.—Conference—may-be-held-in--person--or--by telephone.
 - D) The Director of Highways or designee may hold a conference if it is necessary to adjudicate conflicting facts or to simplify relevant issues. Conferences may be held in person or by telephone.
- 3) Within 30 thirty days after receipt of arguments and exhibits and a conference, if one is held, the Director of Highways or designee shall render the decision and promptly notify the District and the permittee in writing by certified mail of the

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decision.

- A) The decision will be based on the written arguments, the fact finding conference, and relevant exhibits.
- B) All ex parte communications with the Director of Highways or designee pertaining to the Review will be promptly summarized and communicated in writing to the uniformed party(ies).
- 4) If the permittee fails to submit written arguments or does not submit them within the 30 thirty day period, the resultant decision will be that the allegation or allegations as set forth in the Notice of Intent to Revoke Permit are true, correct, and proven.
 - 5) If the District fails to submit written arguments or does not submit them within the 30 thirty day period, the resultant decision will be that the allegation or allegations as set forth in the Notice of Intent to Revoke Permit are unproven.
- b) Departmental Action Following Review
 l) If a sign has been found to be unlawful, the Department shall
- issue a "30 day letter" as provided in Section 522.140.

 2) If a sign has been found to be in compliance with this Part, the permit will be considered lawful.
- 3) If the Director of Highways or designee finds that insufficient information has been provided, he/she shall direct the parties to supply the needed information so that a decision can be rendered.

(Source: Amended at 22 Ill. Reg. 7262, effective ADD 0.0008

SUBPART D: STANDARDS FOR SIGNS

Section 522.150 Signs that may not be Erected or Maintained

The following signs shall not be erected or maintained:

- a) Signs located within the right-of-way of an Interstate or primary highway or on any structure, wire, cable, or other device over or above an Interstate or primary highway right-of-way except the following:
 - 1) Signs designating the name of the railroad which owns the bridge. 2) Signs designating the clearance provided (Section 9-112.1 and
- 9-112.2 of the Code) by the bridge.
 - Public utility signs.
 Signs required by the Code.
- Signs required by the Illinois Vehicle Code_ (#14+-Rev--Stat.1994p-ch--95-1/2p-pars-1-1900--et--seq.) [625 ILCS 5/1-160--et--
- 6) Signs, displays and devices giving specific information in the interest of the traveling public erected and maintained by the Department or by the Illinois State Toll Highway Authority.

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- official traffic control signs or other traffic control devices. (Section 9-112.2 of the Code) as-described-in-the-Eilinois---Manual--on Signs which attempt or appear to attempt to direct the movement of traffic or which contain wording, color or shape which is similar Uniform-Praffic-Control-Devices-(92-flt-Adm.-Code-546). (q
 - Signs which contain oscillating, rotating, flashing, intermittent or moving light or lights (Section 9-112.2 of the Code), except the following: Û
- Signs giving public service information including but not limited to time, weather, date and temperature (Section 6.02(a) of the Act) and signs with displays that change not more frequently than once every 60 minutes.
- sign so as to be visible from all directions. (Section 9-112.2 of business areas with constant illumination and color and in which the only movement is a slow rotation of the entire body of the Pole supported business or brand identification signs inside the Code) -2)
 - On premise signs which comply with Section 522.190(g).
- Signs which are erected, painted or drawn upon trees, rocks or other natural features. (Section 5 of the Act) -(p
- such structural conditions may be repaired in accordance with the provisions of the Act, and the sign owner agrees in writing to project beams or rays of light at the travelled way of a State highway or cause such beams or rays to create glare or to impair Signs which are obsolete (i.e., advertises something that is no longer there) or structurally unsafe or in disrepair (Section 5 of the Act), make the repairs within 30 days after receipt of the notice to remove. Signs which unless () E)
 - Signs which are located within 1,000 feet of official traffic signs, the vision of a driver of any motor vehicle. (Section 6.02(b) of 6
- Signs which are located within 1,000 feet of approaching, merging or intersecting traffic and obscure or interfere with a driver's view such sign, signal or device. (Section 6.03(a) of the Act)-

signals, or devices and obscure or interfere with a driver's view of

- Signs which require a permit for erection or registration under this such traffic. (Section 6.03(a) of the Act); ..
- Signs which advertise activities that are illegal under Federal, State Part and for which no permit or registration has been issued. 0
- or local law in effect at the location of those signs or activities. (X
- Signs which contain any animated or moving parts. (Section 4.02(g) of the Act)-
- Department pursuant to the Airport Zoning Act. (#124-Rev--Stat---1991) ch:--15-1/27-par:-46-1-et-seq:} [620 ILCS 25/1-et-seq:]- (See Section Signs which violate airport hazard zoning regulations adopted by the 522.Illustration J.) 1)
 - Interstate highway after August 2, 1996, except those signs described in Sections 4.01, 4.02, 4.03, 4.06 and 4.08 of the Act. (Section 5(d) Signs erected adjacent to a scenic byway that is a primary E

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of the Act)

Reg. 111. 22 198 0 9 1998 Amended (Source:

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Section 522.190 Standards for On Premise Signs

In addition to the standards set forth in Section 522.150, the following standards shall apply to on premise signs located along Interstate highways outside business areas.

- There may not be more than one such sign located more than 50 fifty traffic proceeding in any one direction. (Section 4.03(a) of the Act); from the advertised activity designed to attract
- No such sign visible to traffic and located more than 50 fifty feet otherwise handled, may be permitted unless the name of the advertised apply if the trade name identifies or vehicle service and repair, or identifies vehicle equipment, parts, from the advertised activity which displays any trade name referring telephone facilities, accessories, fuels, oils or lubricants being offered for sale at such activity is displayed as conspicuously as such trade name. to or identifying any service rendered or product sold, characterizes places for lodging, eating, places. (Section 4.03(b) of the Act); not restriction does Q Q
- No such sign which is located more than 50 fifty feet from the activities conducted upon the property where the sign is located may exceed 20 twenty--feet in length, width or height or 150 one-hundred Fifty square feet in area, including border and trim, but excluding supports. (Sections 4.03(b) and (c) of the Act); 0
 - No such sign shall be erected or maintained by a lessee on property that is not being leased for lessee's advertised activity. (p
- Such signs may be erected and maintained by persons who own--and contiguous with the property where the advertised activity is located as long as the parcels of land where the sign and business are located operate the land--and business which is advertised on are owned by the same entity or person. (e
- its configuration, use or purpose indicates an attempt to No such sign will be considered part of or contiguous with the but are not limited to examples of attempts premises on which the advertised activity is conducted if erecting signs on easements or narrow strips of land. include Some the intent of the Act circumvent the intent of the Act. circumvent location, E)
 - is illuminated by any flashing, intermittent or moving light or lights interfere with the effectiveness of an official traffic control No such sign may be erected or maintained which contains, includes, or electronic process or by remote control as long as these do not except those which may be changed at reasonable intervals device. (Section 4.03(c) of the Act)-6

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Section 522.200 Standards for Signs in Business Areas

In addition to the standards set forth in Section 522.150, the following standards are applicable to signs in business areas:

- encompass the entire display area. (Section 6.01 of the Act); No with respect to repair, rebuilding, or replacement of any sign lawfully erected before July 1, 1993, no such sign may be erected in a) No such sign may be erected which exceeds 30 thirty feet in height, 60 simty feet in length, and 1200 square feet in display area on each supports and other structural members, measured by the smallest square, rectangle, triangle, circle, or combination thereof which will temporary extensions, cut-outs or ornamentation is allowed which enlarges a sign beyond 1200 square feet as measured herein. Except any county with a population under 2,000,000 that exceeds 800 square extensions and cut-outs may account for no more than an additional 20% per side. (Section 6.01 of the Highway Advertising Control Act of 1971 (####-Rew:-Stat:-#99#;--#2#;--#ar; 506.01; -- as-amended-by-P-A:-07-1205; -effective-July-1; -1993} [225 ILCS side including border and trim but excluding ornamental base or apron, feet in surface area per side excluding extensions and cut-outs. 440/6.017-as-amended-by-P.A.-87-12057-effective-July-ly-1993]) in sign surface area
 - No more than two such signs may be erected in a facing with such facing not to exceed the size limitation stated in subsection (a) q
- Such signs may be double faced or placed back to back or constructed in a V-type as long as the angle created is less than ninety degrees. (Section 6.01 of the Act); (c)
- No such sign may be erected along the same side of an interstate highway or expressway within five hundred feet of another such sign structure or location where another such sign has been permitted but not yet erected. q)
- Except with respect to repair, rebuilding, or replacement of any sign of any incorporated municipality, no such sign may be erected along another such sign structure or a location where another such sign has lawfully erected before July 1, 1993 (Section 6.03 6.04 of the Act, as amended-by-P-A--87-1205;-effective-July-1-1-1993) when located outside the same side of a primary highway within 500 five-hundred feet of been permitted but not yet erected. (e
- Except with respect to repair, rebuilding, or replacement of any sign of any incorporated municipality, no such sign may be erected along another such sign structure or a location where another such sign has lawfully erected before July 1, 1993 (Section 6.03 6.04 of the Actr-as amended-by-P-A--07-1205;-effective-duly-1;-1993), when located inside the same side of a primary highway within 300 three--hundred feet of been permitted but not yet erected. f)

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- completely separated or screened by buildings, natural surroundings or other obstructions in such manner that only one such sign facing located within such distance is visible at any one time. (Section 6.03(b) of the Act); A sign structure cannot be construed as an The spacing requirements described in subsections (d), (e) and above shall not apply to signs where the sign structures obstruction of a sign. <u>б</u>
- between the points of each sign structure which lie closest to the highway pavement but in no event shall the distance between signs be measurements along all such highways. Any sign which has received a permit or a registration shall be included in spacing measurements whether or not the permit or registration has been revoked as long as highway. When measuring spacing between signs involving back-to-back measurement between such sign structures will be taken along the edge $522.111ustrations\ K$ and L, the measurements for signs involving back-to-back or V-type sign structures shall be made between the The spacing requirements described in subsections (d), (e) and (f) above shall be measured along the edge of the pavement of the highway less than the required spacing. (See Section 522.Illustrations D-G.) Signs visible from two or more highways must be considered in spacing the sign is visible from any place on the main traveled way of the or V-type sign structures and all points equidistant between the sign conform to those shown in Section points of each sign structure which lie closest to the highway faces are on a line perpendicular to the edge of pavement, of pavement as shown in Section 522.Illustrations K and L. cannot measurements h)
- traveled way from the beginning or ending of pavement widening at the station, such 500 five-hundred feet to be measured along the main Outside of an incorporated municipality, no sign structure may be to or within <u>500</u> five--hundred feet of an interchange, rest area or weigh exit from or entrance to the main traveled way. (Section 6.03(c) of erected along an interstate highway or expressway adjacent the Act) (See see Section 522.Illustration C.)-

i.)

shall such signs be counted nor shall measurements be made from them The requirements of this Section shall not be construed to apply to or to impose additional limitations on directional signs, official signs, official notices, public utility signs, signs advertising the sale or lease of property on which they are located, or on premise signs nor for purposes of determining compliance with (Section 6.04 of the Act) subsections (d), (e) and (f) above. j)

effective 111. (Source: Amended

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BEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

TELLUSTRATION K Spacing Measurement Monopole Back-to-Back V-Type

Edge of Pavement Back Monopole Spracing Measurement -- Phys O' 4 3, mm

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS

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(Source: Added at APR 0.9 1998

effective

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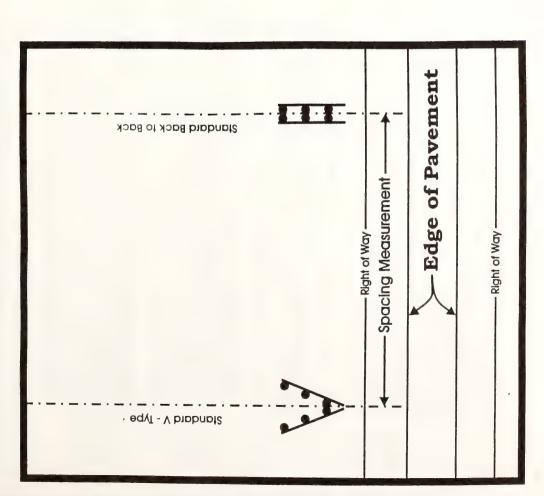
Reg.

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- Right of Way -

NOTICE OF ADOPTED AMENDMENTS

Section 522.ILLUSTRATION L Spacing Measurement Standard Back-to-Back V-Type



DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENTS $^{\prime\prime}$ S $^{\prime\prime}$ S $^{\prime\prime}$ S $^{\prime\prime}$

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

- 1) Heading of the Part: Services Delivered by the Department
- Code Citation: 89 Ill. Adm. Code 302

3)

- Section Numbers: Emergency Action: 302.310 Amend 302.405 Amend Amend 302.Appendix B Repeal
- 4) Statutory Authority: 20 ILCS 505
- 5) Effective Date of Amendments: April 13, 1998
- 6) If these emergency rules are to expire before the end of the 150-day period, please specify the date on which they are to expire: Not applicable
- 7) Date Filed in Agency's Principal Office: April 13, 1998
- Administration for Children, has advised the Department that its method of calculating the amount of adoption assistance subsidies violates Federal regulations. The Department, in Section 302.Appendix B, currently considers the income of adoptive parents that exceeds \$75,000 when calculating the amount of the monthly adoption assistance subsidy. Since this policy violates Federal regulation, the Department is filing these emergency amendments.
- A Complete Description of the Subjects and Issues Involved: The Department is eliminating the provision that reduces the monthly adoption assistance subsidy based on the income of adoptive parents whose annual income exceeds \$75,000. Therefore, Section 302.310 is being amended to delete reference to consideration of the adoptive parents' income and Section 302.Appendix B, Calculating the Amount of Adoption Assistance, is being repealed. Section 302.405, Subsidized Guardianship, is also being amended because the method for calculating the monthly subsidized guardianship grant is the same as that for adoption assistance.
- 10) Are there any proposed amendments to this Part pending? No
- 11) Statement of Statewide Policy Objectives: These rules do not create or expand a State mandate as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3].
- 12) Information and questions regarding these rules shall be directed to:

Department of Children and Family Services

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

406 East Monroe, Station #65 Springfield IL 62701-1498 (217) 524-1983 TTY: (217) 524-3715 The full text of the emergency amendments begins on the next page:

NOTICE OF EMERGENCY AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES
SUBCHAPTER a: SERVICE DELIVERY

PART 302

SERVICES DELIVERED BY THE DEPARTMENT

SUBPART A: GENERAL PROVISIONS

Section
302.10 Purpose
302.20 Definitions
302.30 Introduction
302.40 Department Service Goals
302.50 Functions in Support of Services

SUBPART B: REPORTS OF SUSPECTED CHILD ABUSE OR NEGLECT (RECODIFIED)

Referrals to the Local Law Enforcement Agency and State's Attorney the Determination Whether Child Abuse or Neglect Reporting Child Abuse or Neglect to the Department (Recodified) Taking Children Into Temporary Protective Custody (Recodified) Transmittal of Child Abuse or Neglect Reports (Recodified) Content of Child Abuse or Neglect Reports (Recodified) Delegation of the Investigation (Recodified) Referral for Other Services (Recodified) The Investigative Process (Recodified) Special Types of Reports (Recodified) Occurred (Recodified) Notification of (Recodified) 302.100 302,110 302.120 302,130 302,140 302,150 302,160 302,170 302,180 302,190 Section

SUBPART C: DEPARTMENT CHILD WELFARE SERVICES

Adoption Listing Service for Special Needs Children Nonrecurring Adoption Expenses (Repealed) Information and Referral Services Counseling or Casework Services Adoption Assistance Agreements Emergency Caretaker Services Adoptive Placement Services Family Planning Services Health Care Services Homemaker Services Adoption Registry Day Care Services EMERGENCY 302.310 Section 302,300 302.305 302.311 302.315 302.320 302.330 302,340 302,350 302,380 302.360 302.370

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

302.390 Pla 302.400 Suc 302.405 Suk EMERGENCY	Placement Services (Repealed)		Subsidized Guardianship Program	ы
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SUBPART D: INTENSIVE FAMILY PRESERVATION SERVICES

	Acknowledgement of Mandated Reporter Status (Recodified) Calculating the Amount of Adoption Assistance (Repealed)
Time Frames	Acknowledgen Calculating
Time	A S
302.540	APPENDIX A APPENDIX B EMERGENCY

Phase In Plan for Statewide Family Preservation Services

Types of Intensive Family Preservation Services

Implementation of the Family Preservation Act

302.500 302.510 302.520 302.530

Section

AUTHORITY: Implementing and authorized by the Children and Family Services Act [20 ILCS 505]; Section 3-6-2(9) of the Unified Code of Corrections [730 ILCS 5/3-6-2(9)]; the Illinois Alcoholism and Dangerous Drug Dependency Act [20 ILCS 305]; the Adoption Assistance and Child Welfare Act of 1980 (42 U.S.C.A. 670 et seq.); 45 CFR 1356.40 and 1356.41; the Juvenile Court Act of 1987 [705 ILCS 405]; and the Adoption Act [750 ILCS 50].

1981; amended at 6 Ill. Reg. 15529, effective January 1, 1983; recodified at 8 Reg. 2467, effective March 1, 1985; amended at 9 Ill. Reg. 9104, effective June 1984; amended at 8 Ill. Reg. 12143, effective July 9, 1984; amended at 9 Ill. 14, 1985; amended at 9 Ill. Reg. 15820, effective November 1, 1985; amended at 10 Ill. Reg. 5557, effective April 15, 1986; amended at 11 Ill. Reg. 1390, 1987; amended at 11 Ill. Reg. 1829, effective January 15, 1987; recodified to 89 Ill. Adm. Code 300 at 11 Ill. Reg. 3492, Sections 302.20, 302.100, 302.110, Appendix A; amended at 13 Ill. Reg. 18847, effective November 15, 1989; amended at 14 Ill. Reg. 3438, effective March 1, 1990; amended at 14 Ill. Reg. 16430, effective September 25, 1990; amended at 14 Ill. Reg. 19010, effective November amended at 19 Ill. Reg. 9485, effective July 1, 1995; emergency amendment at 19 Ill. Reg. 10746, effective July 1, 1995, for a maximum of 150 days; emergency expired November 27, 1995; emergency amendment at 19 Ill. Reg. 16735, effective Ill. Reg. 992; peremptory amendment at B Ill. Reg. 5373, effective April 12, effective January 13, 1987; amended at 11 II1. Reg. 1551, effective January 14, 15, 1990; amended at 16 Ill. Reg. 274, effective December 31, 1992; emergency amendment at 17 111. Reg. 2513, effective February 10, 1993, for a maximum of effective July 31, 1993; amended at 19 Ill. Reg. 9107, effective June 30, 1995; November 28, 1995, for a maximum of 150 days; amended at 20 Ill. Reg. 4606, SOURCE: Adopted and codified at 5 Ill. Reg. 13188, effective November 30, effective March 15, 1996; amended at 20 Ill Reg 6670, effective May 1, 1996; 150 days; emergency expired on July 9, 1993; amended at 17 Ill. Reg. 302.140, 302.150, 302.160, 302.170, 302.180, 302.130, 302.120,

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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15, 1997; Though the III. Reg. 10912, effective July 29, 1997; amended at 22 III. Reg. C. R. J. , effective April 13, 1998; emergency amendment at 22 III. Reg. C. R. J. F. G. Fective April 13, 1998, for a maximum of 150 days. emergency amendment at 21 1111. Reg. 1033, effective January 1, 1997, for a 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 6204, effective May maximum of 150 days; emergency amendment at 21 Ill. Reg. 3265, effective March

SUBPART C: DEPARTMENT CHILD WELFARE SERVICES

Section 302.310 Adoption Assistance Agreements

EMERGENCY

- who the Department has determined have special needs because of which Adoption assistance may be provided to those persons adopting children who are legally free for adoption, who are residents of Illinois, and it is reasonable to conclude that the child cannot be adopted unless adoption assistance is provided. Although eligibility for adoption each adoption assistance agreement shall be determined by the Department on an individual basis. The Department shall take into consideration the specific circumstances of the adoptive parents fergar-parents -- taxable-income; and any special care needs of the child being adopted as described in subsection (b)(2) of provided be determined regardless of the financial circumstances of the adoptive parents, the types and amounts this Section. The types of adoption assistance that may be assistance shall assistance under .nclude: ر م
 - payments of non-recurring adoption expenses incurred by or on behalf of the adoptive parents in connection with the adoption of a special needs child, up to a maximum of \$1500.00 for each adopted child; only 1) one-time
- wholly payable through insurance or other public resources that are associated with or result from a condition(s) whose onset has been established as occurring prior to the completion of the payments for physical, emotional and mental health needs not 2)
- circumstances of the adopted parents and the needs of the child in cases where a child also meets the eligibility requirements of subsection (d) of this Section, ongoing monthly payments in an amount determined in each case by the Department not to exceed the applicable licensed foster care rate the child would be receiving if the child were in foster care in-accordance-with-the formula-described--in--Appendix--B,--Calculating--the--Amount--of Adoption -- Assistance, and subject to adjustment at a review every being adopted. However, while payments may be increased based on not be decreased based on changes in the level of care. In no event shall the monthly adoption assistance payment be greater changes in the level limit of care the child needs, payments will two years, or more frequently based on changes in 9

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

than the applicable licensed foster family care payment level as adjusted-in-accordance-with-Appendix-B.

- For purposes of this Section, a child shall not be considered a child with special needs unless the Department has first determined that: (q
 - child cannot or should not be returned to the home of his or parents, as determined by:
- a judicial adjudication that the child is abused, neglected or dependent or other judicial determination that there is probable cause to believe that a child is abused, neglected or dependent; and
- a determination by the Department that the child is likely to suffer further abuse or neglect or will not be adequately cared for if returned to the parent(s); and B)
 - child meets one of the following criteria: 2
- has an irreversible or non-correctable physical, mental emotional disability; or A)
- has a physical, mental or emotional disability correctable through surgery, treatment, or other specialized services; B)
- is three years of age or older; or
- is a member of a sibling group being adopted together where at least one child meets one of the criteria in <u>subsection</u> (b)(2)(A) through (C) above; or 00
- previously adopted, with adoption assistance, another child is a child being adopted by adoptive parents who have child(ren) born of the same mother or father; and 回
- child with adoptive parents without providing adoption assistance and the prospective adoptive parents are either unwilling or documented search for alternative adoptive placements without a reasonable, but unsuccessful, effort has been made to place the determines that such a search is against the best interests of the child because the child has developed significant emotional ties with the prospective adoptive parents while in their foster unable to adopt the child without adoption assistance, evidenced by a written statement from the adoptive parents. the adoption assistance shall be made unless 3
- Adoption assistance as a one-time only payment for non-recurring adoption expenses shall be provided to parents adopting a child who is determined by the Department to have special needs as provided in subsection (b) of this Section. This includes expenses incurred by or special needs child, either directly or through another public or private agency. These expenses include reasonable and necessary adoption fees, court costs, attorney fees, and other expenses that are directly related to the legal adoption of a child with special needs amount of payments to be made in any specific case shall be determined connection with the adoption of and that are not incurred in violation of State or Federal law. on behalf of such parents, in ΰ

NOTICE OF EMERGENCY AMENDMENTS

by the needs of the child being adopted and the availability of probono services, and shall not exceed \$1500 per adoptive child. The adoptive parents may refuse any or all payments available under this subsection (c) of this Section.

 d) Adoption assistance for ongoing monthly payments and mediassistance may be provided to parents adopting a child who:

 is determined by the Department to have special needs as provided in subsection (b) of this Section; and

2) meets one of the following conditions:

A) was eligible at the time the adoption petition was filed for Aid to Families with Dependent Children (AFDC) under the provisions of Title IV-A of the Social Security Act in effect as of July 16, 1996 dune-ir-1995; or

B) was eligible for foster care maintenance payments under Title IV-E of the Social Security Act at the time the

adoption petition was filed; or C) was eligible for Supplemental Security Income (SSI) prior to

finalization of the adoption; or

D) is a child for whom the Department of Children and Family
Services was legally responsible when the adoption petition
was filed; and

under subsection (b)(2) of this Section because of a documented physical, mental, or emotional disability, the child has been in the care of the Department or another agency or person other than his or her parents pursuant to an order of the court for at least one year prior to the adoption unless the child is being adopted after October 1, 1997 and is a child who had previously been adopted with adoption assistance, but the adoption was dissolved and the parental rights of the adoptive parents were terminated, or the adoptive parents died. However, the one year placement requirement is not applicable for sibling groups where at least one sibling is determined to be special needs because of a documented physical, mental, or emotional disability and meets all requirements for adoption assistance.

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e) The direction and the whether to provide ongoing monthly payments and the amount of the payment in each individual case by taking into consideration the circumstances of the adoptive parents and the needs, age, and type of placement of the child being adopted as adjusted for any benefits the child will be receiving, such as Social Security, SSI, Veterans' benefits, railroad retirement or black lung benefits, financial settlements, payments, inheritance or gifts.

In cases where the determination under subsection (b)(2) of this Section is based on a diagnosis that the child may eventually require care for a documented medical condition or disability related to pre-existing physical, mental, or emotional conditions or risk factors that do not yet require treatment at the time of the adoption, no such payments shall be made at that time. The adoption assistance

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

agreement may provide that such payments be initiated when the child's pre-existing condition or identified risk factors warrant treatment or professional intervention. If such payments are commenced, the ongoing monthly payment shall in no event exceed \$25 less than the amount the child would receive if the child was in foster care at the time the payments are initiated as--adjusted--in--accordance-with Appendix-B-of-this-Part.

g) The adoption assistance agreement providing for ongoing monthly payments and medical assistance shall include an agreement with the adoptive parents that the amount of any ongoing monthly payments cateurated-in-accordance-with-Appendix-B-of-this-Part shall be reviewed every two years and may be readjusted every two years or more frequently, based on changes in the circumstances of the adoptive parents and the needs of the child being adopted. However, while payments may be increased based on changes in the level of care the child needs, payment will not be decreased based on changes in the level of care the level of care. If the adoptive parents or the adopted child disagree with the Department's determination, they may appeal the determination in accordance with 89 Ill. Adm. Code 337, Service Appeal Process. Adoptive parents may refuse any or all payments offered by the Department.

h) A prospective adoptive family being presented with a child determined to be a special needs child shall be made aware of the availability of adoption assistance and, in the case of ongoing monthly adoption assistance payments, that such payments are subject to review at least every two years and may be readjusted based on subsections (i) and (i). as-set-ferth--in-Appendix--B- In order to receive adoption assistance, the child must be placed in the adoptive home and the adoption assistance agreement signed prior to finalization of the adoption.

The agreement shall also stipulate that the agreement shall remain in effect regardless of the state where the adoptive parents reside currently or in the future and shall contain in high school, although adoption assistance may be provided at the The type(s), amount and duration of adoption assistance shall be prior to the finalization of the adoption, and shall be set forth in the adoption assistance agreement, which shall be binding on the provisions for the protection of the interests of the child in cases where the adoptive parents and child move to another state while the Department's option until the child's 21st birthday if the child has a agreed to in writing by the Department and the adoptive parent(s) agreement is in effect. The duration of adoption assistance may extend until age 18 years, or until age 19 years if the child is still continuation of assistance. The adoptive parents or the adoptive child may appeal the Department's decision to discontinue adoption physical, mental or emotional disability that warrants assistance at age 18 or 19 for a child still in high school. parties to the agreement.

The adoptive parent(s) shall notify the Department as soon as

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

practically possible in writing of a change in address or when the following changes occur which will affect the amount of adoption

- 1) the child is no longer the legal responsibility of the adoptive parent(s);
 - the child is no longer receiving financial support from adoptive parent(s);
- the child no longer requires adoption assistance for the special needs for which adoption assistance was being provided; 3
- the child becomes eligible for any benefit payments that would affect the monthly payment, such as Social Security benefits, benefits, Supplemental Security Income (SSI) benefits, Veteran's benefits, inheritance or gifts; or lung black or settlements, payments, retirement railroad 4)
- a change has occurred in the circumstances of the family that is relevant in determining the amount of assistance payments. 2
- rights of the adoptive parents or the death of the adoptive parents, a child adopted with adoption assistance continues to be eligible for If an adoption is dissolved because of the termination of the parental such assistance if he or she is adopted again on or after October 1, Š

7289 (Source: Emergency amendment at 22 Ill. Reg. April 13, 1998, for a maximum of 150 days)

effective

Section 302.405 Subsidized Guardianship Program EMERGENCY

- which the Department has received waivers from the federal Department of Health and Human Services under Section 1130 of the Social Security Act to operate a child welfare demonstration project. The program offers a subsidized private guardianship arrangement for children for whom the permanency goals of return home and adoption have been ruled out as evidenced by an assessment documented in the service plan. The types Description. Subsidized guardianship is a program for of assistance that may be provided include: a)
 - 1) payments of one-time court costs and legal fees, if required, connection with the establishment of guardianship, maximum of \$500;
- wholly payable through insurance or other public resources that are associated with or result from a medical condition(s) whose onset has been established as occurring prior to the transfer of payments for physical, emotional and mental health needs 2
- ongoing monthly payments in an amount determined in each case the Department in accordance with subsection (e) below.
- Subsidized guardianship is a program available for only those children Subsidized Guardianship is Appropriate When Q)

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

who meet the following criteria.

- two years or more immediately prior to establishing subsidized have been in the legal custody of the State for The child must
- The child must have resided with the prospective private guardian non-relative licensed foster care requirement is not applicable for sibling groups when at least one sibling meets all other subsidized guardianship requirements. provider) for at least one year immediately prior to establishing the subsidized guardianship. However, the one year placement A child living in the home of a non-relative must be at least 12 Or caregiver (relative 9 2)
 - sibling groups when at least one sibling meets all subsidized guardianship criteria. However, if a child younger than 12 years of age is living in the home of a non-relative and has no older caseworker must determine that subsidized guardianship is in the child's best interests due to the length of time the child has limitations, and responsibilities including health and mobility of the caretakers or the special needs of the child. The basis years of age. However, the age criteria is not applicable for sibling for whom subsidized guardianship is being considered, the been in the home, the age of the child, characteristics, for the best interest decision must be documented, and must be approved by the Department Guardianship Administrator.
 - The child must have a strong attachment to the potential guardian and the guardian must have a strong commitment to the child. 4)
- Reunification efforts of the child with his or her family must have been ruled out despite reasonable efforts having been made to reunite the child with his or her parents as documented in the 2
- Adoption must have been ruled out as a permanency goal for the case record. (9
- The parents may consent to the subsidized guardianship arrangement or the Department may proceed, for good cause, to seek a private guardian without parental consent provided that accordance with Section 11-10.1(a) of the Probate Act [755 ILCS hearing of the guardianship petition is given 5/11-10.1(a)]. notice 7
 - A child 14 years of age or older must consent to the initiation of the subsidized guardianship living arrangement. 8
- of any felony The prospective guardian must have no record convictions. 6
- c) Responsibilities of the Private Subsidized Guardian
- the opportunity to visit their children in accordance with the Private guardians are responsible for ensuring that parents provisions/orders of the court. 7
- practically possible in writing when the following changes occur Private guardians shall notify the Department as soon which may affect the amount of the subsidy: 2)

NOTICE OF EMERGENCY AMENDMENTS

- the child is no longer the legal responsibility of subsidized guardian; A)
 - the child is no longer receiving financial support from the subsidized guardian; B)
- would affect the monthly payment, such as Social Security benefits, railroad retirement or black lung the child becomes eligible for any benefit payments that benefits, Supplemental Security Income (SSI) benefits, benefits, financial settlements, payments, inheritance or veteran's Û
- a change has occurred in the circumstances of the family that is relevant in determining the amount of assistance payments; or â
- there is a change of address.

Responsibilities of Department p

- 1) Prior to approving a subsidized guardianship arrangement for a guardianship is in the best interests of the child. In making that determination the Department shall, through an assessment, child, the Department shall determine whether subsidized consider all relevant factors including but not limited to:
 - A) the wishes of the child's prospective subsidized guardian;
 B) the wishes of the child under the age of 14 or the consent
- the interaction and interrelationship of the child with the prospective subsidized guardian; of the child, if over age 14; Ω
- the child's adjustment to the present home, school, and community; â
 - relationship with the prospective subsidized guardian; and continuity and the child's need for stability (E
- The Department shall ensure that the subsidized guardianship arrangement is a safe and suitable placement by means of a safety the mental and physical health of all individuals involved. 2)
- they should not be placed together for the reasons described in 89 Ill. Adm. Code 301, Placement and Visitation Services, when placed together, unless there is an explicit determination that The Department shall ensure that members of sibling groups making placements under the subsidized guardianship program. check which shall include a CANTS and LEADS check. 3)
- relative home providers prior to and during subsidized The Department will offer short-term support services for foster preliminary screening, assessment, assistance in applying for subsidized guardianship, and payment for one time only court costs and legal fees, will include guardianship. Services required. 4)
- The Department shall provide children in the subsidized guardianship program with a full range of services under the Medicaid program which includes health care services and mental health care services. 2

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

- The Department shall ensure that an orientation is provided to the family of the subsidized guardian to assure that all family members understand the benefits and responsibilities of all the participants in the subsidized guardianship arrangement. (9
- The Department shall ensure that each prospective guardian has The Department shall ensure that all guardians are provided access to a caseworker who will respond to requests information and assistance. 8 7
- access to fair hearings under 89 Ill. Adm. Code 337, Service Appeal Process. 6
 - The Department shall accept custody of the child in accordance with the Abused and Neglected Child Reporting Act [325 ILCS 5] if the guardian does not care for him or her to the extent the child's health or well-being is endangered.
- The Department shall provide financial assistance for these children in accordance with Section 302.405(e), Subsidy for Subsidized Guardianship. 10)
 - Subsidy for the Subsidized Guardianship Program (e
- guardianship program shall be determined regardless of the financial circumstances of the prospective subsidized guardian, guardianship agreement shall be determined by the Department in an amount not to exceed the amount of the foster care payment the child would be receiving if the child were in foster care. on-an individual-basis-in-accordance--with--the--formula--described--in 1) Although eligibility for a subsidy under the subsidized the types and amounts of assistance under each subsidized
- calculated -- in -- accordance -- with Appendix B-of-this Part shall be guardian that the amount of any ongoing monthly payments reviewed every two years or more frequently and may be readjusted annually or more frequently using-the-formula-in-Appendix-B. The amounts of ongoing subsidized guardianship payments are subject monthly payments shall include an agreement with the subsidized to change based on changes in State or federal law regarding adoption assistance payments. Subsidized guardians may refuse The subsidized guardianship agreement providing for any or all payments offered by the Department. Appendix-B-of-this-Part-2)
 - A relative caregiver or licensed foster parent with a child determined to be eligible for the subsidized guardianship program Earth in subsection (e)(2) above. In order to receive a subsidized guardianship payment, the subsidized guardianship agreement must be signed prior to finalization of the transfer to the availability of subsidized guardianship, the types of assistance available, the amount of payment, and, in the case of ongoing monthly subsidized that such payments are subject to review every two years or more frequently and may be readjusted as set shall be made aware of guardianship payments, private guardianship. 3

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NOTICE OF EMERGENCY AMENDMENTS

- guardian prior to the finalization of the transfer to private be set forth in the subsidized guardianship agreement, which shall be binding on the parties to The agreement shall also stipulate that the agreement shall remain in effect regardless of the state where specified in the agreement. The guardianship will also terminate be agreed to in writing by the Department and the subsidized subsidized guardian resides currently or in the future and shall contain provisions for the protection of the interests of the child in cases where the subsidized guardian and child move to another state while the agreement is in effect. The duration guardianship shall continue without further involvement by the court until termination when the child marries or dies, is emancipated, or reaches the age of 18 or 21 as upon the death, incapacity, resignation, or removal of the The type(s), amount and duration of subsidized guardianship shall and shall the agreement. subsidized guardianship, quardian. 4)
- While guardianship is terminated under the Probate Act when a child reaches age 18, financial assistance may be provided through age 19 for a child still in high school or until age 21 handicapping children with certain mental or physical conditions only. for 2

Demonstration and Cost Neutrality Groups £)

three neutrality group. The demonstration group will be subject to the waiver provisions of the demonstration, and the cost neutrality group Although participation in the subsidized guardianship program is waiver geographical areas of the State to a demonstration group or a cost Statewide, for purposes of meeting the cost neutrality, federal will be subject to the regular treatment services according to the be randomly assigned in the federal Department's rules and procedures. The three areas are: οĘ requirements demonstrations, clients will evaluation and

the Cook Central Region.

the East St. Louis sub-region serving the following counties:

Madison; A)

St. Clair; Bond; $\stackrel{\frown}{B}$ ô

Clinton; 0

Washington; Monroe; and (E) (C)

Randolph.

the

3)

Peoria sub-region serving the following counties: Fulton; A)

Henderson; Knox; EDCB

Warren;

Henry;

LaSalle;

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

McDonough;

Mercer;

Rock Island;

Tazewell;

Woodford;

Peoria; N G G G G

Bureau;

Marshall;

Putnam; and

Stark. (o

(1) (2) (3) Emergency amendment at 22 Ill. Reg. April 13, 1998, for a maximum of 150 days) (Source:

, effective

10.0

NOTICE OF EMERGENCY AMENDMENTS

Section 302.APPENDIX B Calculating the Amount of Adoption Assistance (Repealed)

- a) The--monthly-adoption-assistance-subsidy-shall-not-be-greater-than-the applicable-licensed-foster-family-care--payment--levely---The--maximum amount--of--the--monthly--adoption--assistance-subsidy--will-increase whenever-the-child-reaches-ages-oney-fivey-niney-and--i2--(except--for specialized--rates)y--and--whenever--a--cost-of-litying-increase-in-the foster-care-rates yr---a---cost-of-litying-increase-in-the foster-care-rates-is-granted.
- b) The-monthly-adoption-assistance-subsidy-shall-be-reduced--based--on--a graduated--income--scale--starting--with--the-adoptive-parents--annual taxable-income-of-875,000 (after-all--deductions--have--been--made--on their---Federal--Income-Of-875,000 (after-all--adoptitons--have--been-made--on their---Federal--Income--Taxa--return--add--after--the--verified--costs associated-with-any-post-secondary-education--or--training--have--been deducted) in-accordance-with-the-chart-betow-

gaxabie-Famiiy-income	Percentage-of-Pull-Adoption Subsidy-Rate
85-69-5747999	₹00%
\$75,68679,999	8-5-6
\$80,68684,999	806
\$857886897999	8-2-8
\$987888847999	800
\$95769699765	45£
\$100,000104,999	9-0-€
\$105,000109,999	658
\$110,000114,999	€09B
\$11570001197999	8-5-8
OVET-5120700	895

If-adoptive--parents--fail-or-refuse-to-submit-documentation-of-their income, the amount-of-the adoption-assistance-will-be--reduced--to--50 percent-of-the-adoption-subsidy-rate;

- c) The--monthly-adoption-assistance-subsidy-will-be-reduced-by-the-amount of-benefits-paid-on-behalf-of-the-childy-such-as-SSAy-SSIy--Veteran-sy Railroad--Retirementy-Black-bungy-or-when-other-income-is-received-for the-childy
- (Source: Repealed by emergency amendment at 22 Ill. Reg. effective April 13, 1998, for a maximum of 150 days)

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

- 1) Heading of the Part: Municipal Electric Tax Rates
- 2) Code Citation: 83 Ill. Adm. Code 418

- 4) <u>Statutory</u> <u>Authority</u>: Implementing Section 8-11-2 of the Illinois Municipal Code [65 ILCS 5/8-11-2], and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/10-101].
- 5) Effective Date of Rules: April 10, 1998
- 6) If these emergency rules are to expire before the end of the 150-day period, please specify the date on which they are to expire: Not applicable
- 7) Date Filed in Agency's Principal Office: April 8, 1998
- 8) Reason for Emergency: The Commission has adopted these rules on an emergency basis because a general rulemaking proceeding will not give the corporate authorities of the potentially hundreds of municipalities affected the necessary guidance in sufficient time to avoid revenue shortfalls engendered by the amendment to Section 8-11-2 of the Illinois Municipal Code.
- 9) A Complete Description of the Subjects and Issues Involved: Public Act 90-561 amended Section 8-11-2 of the Illinois Municipal Code (Code) [65 ILCS 5/8-11-2]. The amendment takes effect August 1, 1998 and, over the period from August 1, 1998 to the end of 2000, changes the municipal tax on electric utility gross receipts to a tax on end-users imposed on the basis of kilowatt-hours of electricity used or consumed within the municipality.

This change in the law effectively requires the Commission to establish rules governing requests for promulgation of alternative maximum municipal electric tax rates under Section 8-11-2 of the Code and to clarify the obligations of electric utilities with respect to the amendments to that Section of the Code. The Commission seeks to provide municipalities with

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ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

a method of designing tax rates that will match the tax revenues that could have been derived from classes of customers, defined on the basis of the usage categories set forth in Section 8-11-2 of the Code, as amended, under the percentage of purchase price tax in place in 1997. Mindful of the substantial variation in the customer profiles of the municipalities that impose an electricity tax, the Commission also wishes to allow for the consideration of alternative rates that are consistent with Section 8-11-2 of the Code and that address local conditions.

There are approximately 400 municipalities in Illinois that are eligible to have the Commission determine the alternative maximum tax rate. Section 16-111(b) of the Public Utilities Act requires a decrease in each component of residential base rates effective August 1, 1998, for virtually all residential customers of investor-owned electric utilities in the State. The decreases range from 15% to 2%, but over 300 municipalities are served by utilities whose residential base rates will decrease by 15%. Utility gross receipts, and thus the utility taxes collected under current ordinances, will decline.

A municipality seeking to change its tax in order to maintain revenues at current levels must consult with the utility serving customers within that municipality and receive the data necessary to determine if it wishes to use the proportional method or request Commission-promulgated rates. If the corporate authorities decide to seek Commission action, they must formally request it. Once the Commission receives the request, it has 90 days in which to act. The municipality must adopt an ordinance setting forth the actual tax rates and provide a certified copy to the utility, which must then prepare tariff sheets, make a filing with the Commission, and program the necessary billing data to enable it to collect the new tax from customers residing in the municipality.

These rules will give the corporate authorities of the potentially hundreds of municipalities affected the necessary guidance in sufficient time to avoid revenue shortfalls.

10) Are there any other proposed amendments to this Part pending? No

- 11) Statement of Statewide Policy Objectives: These emergency rules neither create nor expand any State mandate on units of local government, school districts, or community college districts.
- 12) Information and questions regarding these rules shall be directed to:

Conrad S. Rubinkowski Office of General Counsel Illinois Commerce Commission 527 East Capitol Avenue

P.O. Box 19280

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NOTICE OF EMERGENCY RULES

Springfield, IL 62794-9280 (217) 785-3922 Fax: (217)524-9280 The full text of the Emergency Rules appears on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

CHAPTER I: ILLINOIS COMMERCE COMMISSION SUBCHAPTER C: ELECTRIC UTILITIES TITLE 83: PUBLIC UTILITIES

MUNICIPAL ELECTRIC TAX RATES PART 418

SUBPART A: GENERAL

Partial Suspension of 83 Ill. Adm. Code 200 Purpose EMERGENCY EMERGENCY 418.15 418.10

Section

Definitions

EMERGENCY

418.20

SUBPART B: PROCEDURAL REQUIREMENTS

Requirements Applicable to All Requests for Promulgation of Rates EMERGENCY Section 418.100

Ten Consumption Block Method EMERGENCY 418.110

Other Method 418.120

EMERGENCY

Procedures for Promulgating Rates EMERGENCY 418,130

Subsequent Tax Rate Adjustments EMERGENCY

SUBPART C: UTILITY REQUIREMENTS

Assistance to Municipalities and Retention of Information Tariff Filings EMERGENCY 418.200 418.210 Section

EMERGENCY

AUTHORITY: Implementing Section 8-11-2 of the Illinois Municipal Code [65 ILCS 5/8-11-2], and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/10-101]. 7304 = = effective April Emergency rules adopted at 22 Ill. Reg. 10, 1998, for a maximum of 150 days.

SUBPART A: GENERAL

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ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

Section 418.10 Purpose EMERGENCY

and, over the period from August 1, 1998 to the end of 2000, changes the municipal tax on electric utility gross receipts to a tax on end users imposed municipality. The purpose of this Part is to establish rules governing requests for Illinois Commerce Commission (Commission) promulgation of alternative maximum municipal electric tax rates under Section 8-11-2 of the Code, and to clarify the obligations of electric utilities with respect to the amendments to that Section of the Code. The Commission seeks to provide municipalities with a method of designing tax rates that will match the tax revenues that could have been derived from classes of customers, defined on the basis of the usage categories set forth in Section 8-11-2 of the Code, as amended, under the variation in the customer profiles of the municipalities that impose an electricity tax, the Commission also wishes to allow for the consideration of alternative rates that are consistent with Section 8-11-2 of the Code and that been amended by Public Act 90-561. The amendment takes effect August 1, 1998, on the basis of kilowatt-hours of electricity used or consumed within the Section 8-11-2 of the Illinois Municipal Code (Code) [65 ILCS 5/8-11-2] has percentage of purchase price tax in place in 1997. Mindful of the substantial address local conditions.

Section 418.15 Partial Suspension of 83 Ill. Adm. Code 200 EMERGENCY

the Commission hereby determines that good cause exists for the suspension of Given the potential for numerous requests pursuant to this Part, the need to provide tax rates for municipal use as expeditiously as possible, and the 90-day deadline for Commission action set forth in Section 8-11-2 of the Code, its Rules of Practice (83 Ill. Adm. Code 200) for purposes of considering municipal requests filed under Section 8-11-2 of the Code, except as specifically made applicable by this Part.

Section 418.20 Definitions

EMERGENCY

1997, that provides the total kilowatt-hours of electric energy distributed, supplied, furnished or sold for use or consumption within the corporate limits of a municipality, and not for resale, by an Such total kilowatt-hours shall be set forth by the class selected, and distributed within each of the 10 categories set forth in Section 8-11-2(3) of the Code, as amended by Public Act 90-561, as those kilowatt-hours were billed to 'Bill distribution" means a calculation, based on bills issued for he customers during each month or billing cycle of the year. electric utility for the year of 1997.

'Bill frequency" means a calculation, based on bills issued for 1997, that provides the total kilowatt-hours of electric energy distributed,

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ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

set consumption within the corporate limits of a municipality, and not for resale, by an electric utility for the year of 1997. Such total kilowatt-hours shall be set forth in Section 8-11-2(3) of the Code, as amended by Public Act 90-561, as those kilowatt-hours were billed to the customers during Forth in terms of actual usage within each of the 10 categories for use or each month or billing cycle of the year. furnished or sold

in which the rate for the first 2,000 kilowatt-hours used or consumed 'Declining block tax rate" means a set of rates for the ten usage categories established in Section 8-11-2(3) of the Code, as amended, within a month is the highest rate, and the rate for each other category is greater than zero but less than the rate for the category immediately preceding it.

partnership, association, joint stock company, joint adventure, corporation, limited liability company, municipal corporation or trustee, guardian or other representative appointed by order of a y political subdivision of the State of Illinois, or a receiver, court, that was, during calendar 1997, engaged in the business (distributing, supplying, furnishing, or selling electricity for use ε consumption within the corporate limits of the municipality, and no trust, firm, "Electric utility" means an individual,

"Gross receipts" has the same meaning as that set forth in Section 8-11-2 of the Code immediately prior to December 16, 1997, the effective date of Public Act 90-561. 8-11-2

SUBPART B: PROCEDURAL REQUIREMENTS

Section 418.100 Requirements Applicable to All Requests for Promulgation of EMERGENCY

- the request arrives in the Chief Clerk's Springfield office. Upon All requests for the promulgation of alternate rates under Section 8-11-2 of the Code shall be submitted to: The Chief Clerk, Illinois the Code, receipt of the request shall be deemed to have occurred when request and submission of a copy for return, along with a postage Commerce Commission, 527 East Capitol Avenue, Springfield, Illinois 62706. For purposes of the deadline specified in Section 8-11-2 of prepaid self-addressed envelope, a date-stamped copy will be returned All requests shall include the following documents and information: to the requesting municipality. a)
- A copy of the ordinance, resolution, or minutes of a meeting of authorities, reflecting a vote specifically authorizing the request;

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NOTICE OF EMERGENCY RULES

- the tax rate changed during 1997, calculated as though the rate For calendar 1997, the municipality's tax revenues under Section in effect on December 31, 1997 had been in effect for the entire 8-11-2(3) of the Code as in effect during 1997, as billed at the tax rate in effect during 1997 by the electric utility providing service within the corporate limits of the municipality (or, if year), which amount shall not include the additional 3% charge permitted by Section 9-221 of the Public Utilities Act [220 ILCS 2)
- Section 418.110 or 418.120, as well as the information required A statement of the method of calculation requested by the municipality, which shall be one of the methods described in by the Section the municipality chooses; 3)
- The name, address, telephone number, and facsimile telephone number of the person to be contacted under Section 418.130, both for the requesting municipality and for the relevant electric utility; 4
- percentage tax rate in effect on December 31, 1997, the desired If the municipality intends to apply tax rates that recover an amount at a percentage equivalent different from the actual percentage tax rate equivalent; and 2
- A bill frequency for the residential customer class, defined by Electric Utilities (83 Ill. Adm. Code 415), and a bill frequency reference to Account 440 of the Uniform System of Accounts for for a class consisting of all other customers. (9
- All requests shall be verified and all data used in the calculations required by this Part shall be supported by affidavit or other form of records the municipality received from the electric utility providing derived from verification establishing that the information was service within its corporate limits. G
- treatment for information filed with the Commission pursuant to this The information shall be maintained on a confidential basis unless a request is challenged and the challenge is upheld by the A municipality, electric utility, or customer may request confidential Commission. q

Section 418.110 Ten Consumption Block Method

EMERGENCY

A municipality seeking rates set under this method shall supply the following information with its filing:

- A bill frequency showing the usage or consumption of electricity within the corporate limits of the municipality within each of the $10\,$ the Code as categories set forth in Section 8-11-2(3) of A bill frequency showing the usage or billed during 1997;
- Tax revenues for 1997, either as billed or as estimated, in accordance with the following:

(q

1) The greater of total tax revenue billed for 1997 or the tax

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

revenue that could have been billed at the tax rate in effect on December 31, 1997, allocated among each of ten classes of purchasers established by reference to the usage categories set forth in Section 8-11-2(3) of the Code as amended; or

For a municipality that did not have an electric tax in effect on gross receipts billed within the municipality multiplied by the allocated among each of ten classes of purchasers established by December 31, 1997, estimated tax revenues based upon the 1997 tax rate requested under Section 418.100(b)(5), not to exceed 5%, reference to the usage categories set forth in Section 8-11-2(3) of the Code as amended; 2)

reflects, as closely as reasonably practical for the municipality, the distribution of the tax among the 10 classes of purchasers, based on 1997 usage or consumption, as if the tax were based on a uniform percentage of the purchase price of electricity, making adjustments as A declining block tax rate for each of the ten categories that necessary to provide a rate for all kilowatt-hour categories and maintain the declining block structure; and G

which shall include a bill distribution for the method used if Brief documentary or narrative support for the recommended tax rates, different from subsection (a). q

Section 418.120 Other Method

A municipality seeking Commission promulgation of rates other than in municipality, the distribution of the tax among classes of purchasers as if the As required by Section 8-11-2(3) of the Code, as amended, the requested rates calculated on the basis of the classes of purchasers reflected in the requested rates, and all other information necessary to show the derivation of the requested tax rates, along with testimony and exhibits establishing that the tax were based on a uniform percentage of the purchase price of electricity. Section. The testimony and exhibits may include a demonstration of the impacts accordance with Section 418.110 shall include with its request a bill frequency shall be stated on the basis of the kilowatt-hour categories set forth in that municipality as compared to impacts of the rates calculated under different of the rates on customer classes and individual customers within requested rates reflect, as closely as reasonably practical methods.

Section 418.130 Procedures for Promulgating Rates EMERGENCY

- 418.100 and 418.110. Within 30 days after the Chief Clerk receives a rate request, the staff shall make a determination as follows:

 1) If the staff determines that the filing complies with the If a rate request is based on Section 418.110, the Commission staff shall review the filing to determine whether it complies with Sections a)

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

in a Staff Report filed with the Chief Clerk and served upon the municipality and the electric utility from which applicable Sections of this Part, it shall so inform the the municipality received the information upon which the request is based. The Hearing Examiner shall present an order for Commission action promulgating the rates requested by the municipality as soon as is practicable.

If the staff determines that the filling does not comply with the applicable Sections of this Part, it shall provide written notification to the municipality and the electric utility from which the municipality received the information upon which the file a copy of the notification with the Chief Clerk. The notification shall include, if practicable, rate corrections necessary to bring the request into compliance with the applicable Sections. The municipality shall have the option of correcting its filing, withdrawing its filing (in which case it may submit another request), or requesting a hearing on the merits of its request under subsection (b). If a corrected filing is made, the Commission staff shall act on the corrected request is based of each reason for its determination and shall request within 30 days in the manner provided by this subsection. 2)

the request is based upon Section 418.120, or if the municipality so requests under subsection (a)(2), the Hearing Examiner shall set the matter for a prehearing conference pursuant to the Commission's Rules of Practice (83 Ill. Adm. Code 200). Once notice of the prehearing conference is issued, the Rules of Practice shall apply to the proceeding. (q

At any time during the pendency of the request, on motion of any party or on the Commission's own motion, the Commission may enter an interim order that promulgates rates on an interim basis and reserves outstanding issues for resolution in further proceedings. G

Section 418.140 Subsequent Tax Rate Adjustments

the rates promulgated by the Commission under this Part by multiplying the cents per kilowatt-hour rate for each of the ten usage categories by a fraction equal to (the desired new equivalent percentage tax rate) divided by (the of a 2% gross receipts tax, and at a later date the municipality decides to increase the tax to the equivalent of a 4% gross receipts tax, each of the ten category tax rates that were determined assuming a 2\$ rate can be multiplied by two (2) (4\$ divided by 2\$) to derive the ten category tax rates assuming a 4\$If the municipality wishes to spread the change in taxes over the ten categories using a different approach, however, the municipality A municipality may, without requesting further action by the Commission, adjust provided that the new equivalent tax rate does not exceed 5%. For example, if the Commission has promulgated a municipality's kWh tax rates at the equivalent equivalent percentage tax rate at which the Commission promulgated rates), gross receipt tax.

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ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY RULES

will be required to file the requested changed tax rates with the Commission, in accordance with Section 418.120.

SUBPART C: UTILITY REQUIREMENTS

Section 418.200 Assistance to Municipalities and Retention of Information EMERGENCY

Each electric utility subject to the jurisdiction of the Commission shall provide all reasonable assistance requested by a municipality in order to comply with Section 8-11-2 of the Code. In addition to the requirements of 83 ill. Adm. Code 420, each electric utility shall maintain, through the end of 2007, for every municipality within its service area irrespective of whether the municipality imposes a municipal electric tax, all information required to be filed by a municipality under Sections 418.100 and 418.110.

Section 418.210 Tariff Filings EMERGENCY

determines that good cause exists for the filing, by any electric utility that is also a "public utility" as defined in Section 3-105 of the Public Utilities Act, of tariff sheets that set forth the rates of taxes on the use or consumption of electricity it is required by Section 8-11-2 of the Illinois Municipal Code, as amended by Public Act 90-561, to collect from those subject to the tax. Such tariff sheets shall also include, as factored into each of the charges established pursuant to the ordinance, the percentage amount added to the gross charge to reimburse the electric utility for expenses incurred in keeping records, billing customers, preparing and filing returns, remitting the tax and supplying data to the municipality upon request, as authorized by Section 8-11-2 of the Code. Special permission is hereby granted for the filing of tariff sheets that comply with this Section, provided that such tariff the tax are accompanied by a certified copy of the municipal ordinance imposing

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TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

1) Heading of the Part: The Administration and Operation of the Teachers' Retirement System

2) Code Citation: 80 Ill. Adm. Code 1650

3) Section Numbers: Emergency Action: 1650.380 Repeal

4) Specific statutory citation upon which the rule is based and authorized: 40 ILCS 5/16-122

5) Effective date of the rule: April 9, 1998

6) If this emergency rule is to expire before the end of the 150-day period (other than by means of adopting the rule through the general rulemaking process), please specify the date: This rule will expire at the end of the 150-day period.

7) Date filed in agency's principal office: March 31, 1998

8) The reason for the emergency: This rule conflicts with the statutory authority given to the Board of Trustees of the Teachers' Retirement System to define the actuarial assumptions upon which the actuarial equivalence is based. These actuarial assumptions are reviewed and adopted annually and public notice is given concerning this process through the issuance of the Board's agenda. The actuarial assumptions are published as part of the System's Comprehensive Annual Financial Report.

9) A Complete Description of the Subjects and Issues Involved: Repeal of Section 1650.380 relating to the definition of "actuarial equivalence," a term defined differently in 40 ILCS 5/16-122.

those appearing in the same issue of the Register as the emergency rules.

If so, please specify Section numbers, the proposed action and the Register citation to the Notice of Proposed Rules: None

1) Statement of Statewide Policy Objectives, if applicable: Not Applicable

12) Name, address and telephone number of the person to whom information and questions regarding this emergency rule shall be directed to:

Carl Mowery, General Counsel
Teachers' Retirement System
2815 West Washington, P.O. Box 19253
Springfield IL 62794-9253

The full text of the Emergency Amendments begins on the next page:

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

CHAPTER III: TEACHERS' RETIREMENT SYSTEM OF TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES SUBTITLE D: RETIREMENT SYSTEMS THE STATE OF ILLINOIS

THE ADMINISTRATION AND OPERATION OF THE TEACHERS' RETIREMENT SYSTEM PART 1650

SUBPART A: REPORTS BY BOARD OF IRUSTEES

Annual Financial Report (Repealed) Section 1650.10 SUBPART B: BASIC RECORDS AND ACCOUNTS

Early Retirement Incentive Payment Requirements Ledger and Accounts Books (Repealed) Definition of Employer's Normal Cost Waiver of Additional Amounts Due Filing and Payment Requirements Individual Accounts (Repealed) Confidentiality of Records Claims Records (Repealed) Statistics (Repealed) Membership Records 1650,110 1650.120 1650.130 1650.140 1650,150 1650.160 1650.180 1650.181 1650.182 1650.183 Section

SUBPART C: FILING OF CLAIMS

Refunds; Impermissible Refunds; Canceled Service; Repayment Medical Examinations and Investigations of Claims Reclassification of Disability Claim (Repealed) Claim Applications 1650.210 1650.220 1650.230 Section

Death Benefits 1650.250 1650.240

Reversionary Annuity - Evidence of Dependency Evidence of Parentage Evidence of Age 1650.260 1650.270 1650.271

or a Physical of Eligible Child Dependent By Reason Disability 1650.272

Mental

Evidence of Marriage Offsets 1650.280 1650.290 SUBPART D: MEMBERSHIP AND SERVICE CREDITS

Effective Date of Membership 1650.310

Section

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TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

of Calculating Service Credit for Recipients of a Disability Service and Earnings Credit Obtained Pursuant to Labor Contract Service Credit for Unused Accumulated Sick Leave Upon Retirement Service Credit for Periods Away From Teaching Due to Pregnancy Purchase of Optional Service - Required Minimum Payment Definition of Actuarial Equivalent (Repealed) Benefit or Occupational Disability Benefit Calculation of Average Salary (Renumbered) Service Credit for Involuntary Layoffs Method of Calculating Service Credits Service Credit for Leaves of Absence Duplicate Service Credit Independent Contractors Litigation 1650.340 650,350 1650.360 1650.390 1650.320 1650.325 1650.330 1650.341 1650,345 1650,355 650,370 1650.380

CONTRIBUTION CREDITS AND PAYMENTS SUBPART E:

Refunds for Duplicate or Noncreditable Service Interest on Deficiencies (Repealed) Installment Payments (Repealed) 1650.410 1650.420 1650.430 Section

Small Deficiencies, Credits or Death Benefit Payments Definition of Salary 1650.450 1650.440

Reporting of Conditional Payments Calculation of Average Salary Rollover Distributions 1650.451 1650.460 1650.470

SUBPART F: RULES GOVERNING ANNUITANTS AND BENEFICIARIES

Benefits Payable on Death Evidence of Eligibility Suspension of Benefits Conservators/Guardians Beneficiary (Repealed) Re-entry Into Service Presumption of Death Survivors' Benefits Comptroller Offset Power of Attorney 1650.505 1650,510 1650.520 1650.530 1650.540 1650.550 1650,560 1650.570 1650.580 1650.590 Section

SUBPART G: ATTORNEY GENERALS' OPINION

Policy of the Board Concerning Attorney Generals' Opinion (Repealed) 1650.605 Section

SUBPART H: ADMINISTRATIVE REVIEW

SUBPART M: RETIREMENT BENEFITS

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TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

Form of Written Request Prehearing Procedure Right of Appeal 1650,620 1650,630

Staff Responsibility

1650,610

Section

Hearing Procedure Rules of Evidence 1650,640 1650,650 1650,660 SUBPART I: AMENDMENTS TO BYLAWS AND RULES

Amendments Section 1650.710 SUBPART J: RULES OF ORDER

Parliamentary Procedure 1650.810 Section

SUBPART K: FREEDOM OF INFORMATION ACT REQUESTS

Executive Director's Response to Appeal Form and Content of FOIA Requests Response to FOIA Requests Submission of Requests Summary and Purpose Appeal of a Denial Definitions 1650.910 1650,920 650,930 650.940 650.950 550.960 1550.970 Section

Inspection of Records at System Office 086.0591

Materials Available Under Section 4 of FOIA Copies of Public Records 650.990 1650.995 SUBPART L: BOARD ELECTION PROCEDURES

Section

Observation of Ballot Counting Nomination of Candidates Marking of Ballots Election Materials Return of Ballots Eligible Voters Petitions 1650.1000 1650.1010 1650.1020 1650.1030 1650,1040 1650.1050 1650,1060

Certification of Ballot Counting Challenges to Ballot Counting 1650.1070 1650,1080

Section

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

1650.2900 Excess Benefit Arrangement

AUTHORITY: Implementing and authorized by Article 16 of the Illinois Pension Code [40 ILCS 5/Art. 16]; Freedom of Information Act [5 ILCS 140]; Section 401(a)(31) of the Internal Revenue Code [26 U.S.C. 401(a)(31)]; Section 5-15 of the Illinois Administrative Procedure Act [5 ILCS 100/5-15].

SOURCE: Filed June 20, 1958; emergency rules adopted at 2 III. Reg. 49, p. 249, effective November 29, 1978, for a maximum of 150 days; adopted at 3 III. Reg. 9, p. 1, effective March 3, 1979; codified at 8 III. Reg. 16350; amended at 9 III. Reg. 16350; amended at 12 III. Reg. 16896, effective December 17, 1985; amended at 12 III. Reg. 16896, effective October 3, 1988; amended at 14 III. Reg. 18305, effective October 29, 1990; amended at 15 III. Reg. 16731, effective November 5, 1991; amended at 17 III. Reg. 1631, effective January 22, 1993; amended at 18 III. Reg. 6449, effective Amy 24, 1994, for a maximum of 150 days; emergency modified at 18 III. Reg. 12880; amended at 18 III. Reg. 1514, effective September 27, 1994; amended at 20 III. Reg. 3118, effective February 5, 1996; emergency amendment at 21 III. Reg. 483, effective January 1, 1997, for a maximum of 150 days; amended at 21 III. Reg. 2422, effective January 31, 1997; amended at 21 III. Reg. 1711. Reg. 17

SUBPART D: MEMBERSHIP AND SERVICE CREDITS

Section 1650.380 Definition of Actuarial Equivalent (Repealed)

"Actuarial--equivalent"-as--defined--in-Section-16-122-of-the-Illinois-Pension Code-[40-1665-5/16-122]-shall-mean-a-benefit-or-sum-of-equal-value--to--another benefit-or-sum-when-computed-on-the-basis-of-

- a) the -- UP---1984--Mortality-Table-with-the-ages-of-primary-annuitants-set back-six-years-and-the-ages-of--contingent--annuitants--set--back--six years--and
- b) interest-at-8%-per-annum;-compounded-annualiy;

(Source: Repealed by emergency amendment at 22 III. Reg. effective April 9, 1998, for a maximum of 150 days)

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

- 1) Heading of the Part: Pay Plan
- 2) Code Citation: 80 Ill. Adm. Code 310
- 3) Section Number:
 310.Appendix A, Table J Amended
 310.Appendix A, Table O Amended
- 4) Reference to the specific State or Federal Court Order, Federal Rule or Statute which requires this Peremptory Rulemaking: Section 1-5(d) of the Illinois Administrative Procedure Act [5 ILCS 100/1-5(d)]
- 5) Statutory Authority: Authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a].
- 6) Effective Date: April 10, 1998
- 7) A Complete Description of the Subjects and Issues Involved: These Pay Plan amendments reflect salary increases for the Veterans Service Officer Associate and Veterans Service Officer, effective April 1, 1998.

In Section 310.Table J RC-014 (Clerical Employees, AFSCME), the monthly salary for the Veterans Service Officer Associate is being upgraded by two salary grades from \$1,800-2,504 to \$1,967-2,668.

In Section 310.Table O RC-028 (Paraprofessional Human Services Employees, AFSCME), the monthly salary for the Veterans Service Officer is also being upgraded by two salary grades from \$1,885-2,636 to \$2,062-2,919.

- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Date Filed in Agency's Principal Office: April 10, 1998
- 10) Is this Rule in compliance with Section 5-50 of the Illinois Administrative Procedure Act? Yes
- 11) Are there any proposed amendments pending to this part? No
- 12) <u>Statement of Statewide Objectives</u>: These amendments to the Pay Plan pertain only to State employees subject to the Personnel Code and do not set out any guidelines that are to be followed by local or other jurisdictional bodies within the State.
- 13) The name, address and telephone number of the person to whom information and questions concerning this peremptory rule shall be directed to:

Mr. Michael Murphy Department of Central Management Services

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

Division of Technical Services 504 William G. Stratton Building Springfield, Illinois 62706 Telephone: 217/782-5601 The full text of the Peremptory Amendments begins on the next page:

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND

POSITION CLASSIFICATIONS
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310 PAY PLAN SUBPART A: NARRATIVE

		Policy and Responsibilities	Jurisdiction	Pay Schedules	Definitions	Conversion of Base Salary to Pay Period Units	Conversion of Base Salary to Daily or Hourly Equivalents	Increases in Pay	Decreases in Pay	Other Pay Provisions	Implementation of Pay Plan Changes for Fiscal Year 1998	Interpretation and Application of Pay Plan	Effective Date	Reinstitution of Within Grade Salary Increases	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, Effective	July 1, 1984 (Repealed)	
\$60 310 310 310 310 310 310 310	Section	310.20 Pc	310.30	310.40 Pa	310.50 De	310.60 Cc	310.70 Cc	310.80 Ir	310,90 De	310,100 Ot	310,110 In	310.120 Ir	310.130 Ef	310.140 Re	310.150 Fi	'n	

SUBPART B: SCHEDULE OF RATES

Section

310.205	Introduction	
310.210	Prevailing Rate	
310.220	Negotiated Rate	
310.230	Part-Time Daily or Hourly Special Services Rate	
310.240	Hourly Rate	
310,250	Member, Patient and Inmate Rate	
310,260	Trainee Rate	
310.270	Legislated and Contracted Rate	
310,280	Designated Rate	
310.290	Out-of-State or Foreign Service Rate	
310.300	Educator Schedule for RC-063 and HR-010	
310,310	Physician Specialist Rate	
310,320	Annual Compensation Ranges for Executive Director and As	Assistan
	Executive Director, State Board of Elections	
310,330	Excluded Classes Rate (Repealed)	

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

Section

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Annual Merit Increase Guidechart for Fiscal Year 1998
Fiscal Year 1985 Pay Changes in Merit Compensation System, effective
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        (Paraprofessional Investigatory and Law Enforcement
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         HR-190 (Department of Central Management Services - State of
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              RC-028 (Paraprofessional Human Services Employees, AFSCME)
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           HR-200 (Department of Labor - Chicago, Illinois - SEIU)
                                                                                                                                                                                                                                                                                                                        Conversion of Base Salary to Daily or Hourly Equivalents
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   NR-916 (Department of Natural Resources, Teamsters)
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              HR-012 (Fair Employment Practices Employees, SEIU)
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   CU-500 (Corrections, Meet and Confer Employees)
                                                                                        Procedures for Determining Annual Merit Increases
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        RC-042 (Residual Maintenance Workers, AFSCME)
                                                                                                                                                                                                                                                                                                Conversion of Base Salary to Pay Period Units
                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 RC-069 (Firefighters, AFSCME) (Repealed)
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                                                                  Merit Compensation Salary Schedule
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                                                                                                                                                                                                                                                                                                                                                                                                                                                                   Negotiated Rates of Pay
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                                                                                                                                                                                                                                                        Broad-Band Pay Range Classes
                                                                                                              Intermittent Merit Increase
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                                                                                                                                      Merit Zone (Repealed)
                                                                                                                                                                                                                                  Other Pay Provisions
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                                          Responsibilities
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Jurisdiction
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                    Objectives
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TABLE R
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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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for Fiscal Broad-Band Pay Range Classes Salary Schedule for Fiscal Year Merit Compensation System Salary Schedule for Fiscal Year 1998 Physician and Physician Specialist Salary Schedule (Repealed) Schedule of Salary Grades - Monthly Rates of Pay Medical Administrator Rates for Fiscal Year 1998 RC-063 (Professional Employees, AFSCME) Teaching Salary Schedule (Repealed) RC-063 (Physicians, AFSCME) RC-063 (Educators, AFSCME) Year 1998 щ OD 国 (II) Ü APPENDIX APPENDIX APPENDIX APPENDIX TABLE X
TABLE Y TABLE Z

AUTHORITY: Implementing and authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a].

Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 III. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory SOURCE: Filed June 28, 1967; codified at 8 111. Reg. 1558; emergency amendment amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; amendment at 10 amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. at 10 111. Reg. 3230, effective January 24, 1986; emergency

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NOTICE OF PEREMPTORY AMENDMENTS

peremptory amendment 11 111. Reg. 17919, effective October 19, 1987; peremptory effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, 1987; emergency amendment at 11 111. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 111. Reg. 11830, effective July 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; amendment at 11 111. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 effective January 2, 1990; peremptory amendment at 14 Ill. Reg. 1627, effective peremptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 15570, effective September 11, 1990, for a maximum of 150 days; emergency Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; peremptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; peremptory amendment at 15 Ill. Reg. 663, effective March .23, 1987; amended at 11 111. Reg. 5901, effective March 24, 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. peremptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 111. Reg. 14984, effective August 27, 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Ill. Reg. 12647; peremptory amendment at 13 Ill. Reg. 12887, effective July 24, Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; peremptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 1989;

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, emended at 18 Ill. Reg. 5146, effective March 21, 1994; peremptory amendment at 11299, effective July 1, 1994, for a maximum of 150 days; peremptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 amended at 18 Ill. Reg. 16545, effective October 31, 1994; peremptory amendment Ill. Reg. 16708, effective October 28, 1994; amended at 18 Ill. Reg. January 24, 1995; peremptory amendment at 19 Ill. Reg. 2481, effective February Reg. 6452, effective May 2, 1995; peremptory amendment at 19 Ill. Reg. 6688, effective May 1, 1995; amended at 19 Ill. Reg. 7841, effective June 1, 1995; amended at 19 Ill. Reg. 8156, effective June 12, 1995; amended at 19 Ill. Reg. Reg. 15103, effective October 12, 1995; amended at 19 Ill. Reg. 16160, effective November 28, 1995; amended at 20 Ill. Reg. 308, effective December 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; peremptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; peremptory amendment effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; peremptory amendment at 17 111. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 111. Reg. 14666, effective effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. '2514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective ecember 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 111. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; 17191, effective November 21, 1994; amended at 19 111. Reg. 1024, effective peremptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; peremptory effective August 1, 1995, for a maximum of 150 days; peremptory amendment at 19 Ill. Reg. 13979, effective September 19, 1995; peremptory amendment at 19 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. 9096, effective June 27, 1995; emergency amendment at 19 Ill. Reg. 11954, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 17, 1995;

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

effective April 22, 1996; peremptory amendment at 20 Ill. Reg. 7434, effective 22, 1995; emergency amendment at 20 Ill. Reg. 4060, effective February 27, 1996, for a maximum of 150 days; peremptory amendment at 20 Ill. Reg. 6334, May 14, 1996; amended at 20 Ill. Reg. 8301, effective June 11, 1996; amended at 20 Ill. Reg. 8657, effective June 20, 1996; amended at 20 Ill. Reg. 9006, emergency amendment at 20 Ill. Reg. 10213, effective July 15, 1996, for a maximum of 150 days; amended at 20 111. Reg. 10841, effective August 5, 1996; peremptory amendment at 20 111. Reg. 13408, effective September 24, 1996; amended at 20 111. Reg. 15018, effective November 7, 1996; peremptory amendment Reg. 1023, effective January 6, 1997, for a maximum of 150 days; amended at 21 111. Reg. 1629, effective January 22, 1997; amended at 21 111. Reg. 5144, effective April 15, 1997; amended at 21 Ill. Reg. 6444, effective May 15, 1997; amendment at 21 Ill. Reg. 12859, effective September 8, 1997, for a maximum of Reg. 1593, effective December 22, 1997; amended at 22 Ill. Reg. 2580, effective amended at 22 Ill. Reg. 6204, effective March 12, 1998; peremptory amendment at effective June 26, 1996; amended at 20 Ill. Reg. 9925, effective July 10, 1996; at 20 Ill. Reg. 15092, effective November 7, 1996; emergency amendment at 21 amended at 21 Ill. Reg. 7118, effective June 3, 1997; emergency amendment at 21 Ill. Reg. 10061, effective July 21, 1997, for a maximum of 150 days; emergency 150 days; peremptory amendment at 21 Ill. Reg. 14267, effective October 14, 1997; peremptory amendment at 21 Ill. Reg. 14589, effective October 15, 1997; peremptory amendment at 21 Ill. Reg. 15030, effective November 10, 1997; amended at 21 Ill. Reg. 16344, effective December 9, 1997; peremptory amendment at 21 111. Reg. 16465, effective December 4, 1997; peremptory amendment at 21 January 14, 1998; peremptory amendment at 22 Ill. Reg. 4326, effective February 13, 1998; peremptory amendment at 22 Ill. Reg. 5108, effective February 26, 1998; peremptory amendment at 22 Ill. Reg. 5749, effective March 3, 1998; 111. Reg. 17167, effective December 9, 1997; peremptory amendment at 22 Ill. APR 1 0 1998 22 Ill. Reg. 75.20 . effective

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

Section 310.APPENDIX A Negotiated Rates of Pay Section 310.TABLE J RC-014 (Clerical Employees, AFSCME)

Effective: July 1, 1997

			STE	EPS		
	1c 3/	1b	la	1	2	٣
Account Clerk I	1447	1490	1535	1591	1634	1688
Account Clerk II	1546	1592	1640	1689	1747	1809
Account Technician I	1724	1776	1829	1884	1966	2037
Account Technician II	1885	1942	2000	2060	2148	2228
Administrative Services Worker	1324	1364	1405	1447	1486	1529
Trainee						
Aircraft Dispatcher	1885	1942	2000	2060	2148	2228
Aircraft Lead Dispatcher	2062	2124	2188	2254	2350	2449
Audio Visual Technician I	1495	1540	1586	1634	1689	1744
Audio Visual Technician II	1660	1710	1761	1814	1882	1955
Buyer Assistant	1724	1776	1829	1884	1966	2037
Check Issuance Machine Operator	1660	1710	1761	1814	1882	1955
Clerical Trainee	TR					
Communication Dispatcher	1660	1710	1761	1814	1882	1955
Communication Equipment Technician	I 2373	2444	2517	2593	2717	2843
Communication Equipment	2637	2716	2797	2881	3028	3170
Technician II						
Communication Equipment	2786	2870	2956	3045	3197	3348
Technician III						
Court Reporter	2153	2218	2285	2354	2463	2570
Data Processing Assistant	1495	1540	1586	1634	1689	1744
Data Processing Operator	1399	1441	1484	1529	1581	1632
Data Processing Operator Trainee	1324	1364	1405	1447	1486	1529
Drafting Worker	1800	1854	1910	1961	2049	2124
Electronic Equipment	1724	1776	1829	1884	1966	2037
Electronic Equipment	1885	1942	2000	2060	2148	2228
Installer/Repairer Leadworker						
Electronics Technician	2153	2218	2285	2354	2463	2570
Emergency Response Lead	1885	1942	2000	2060	2148	2228
Telecommunicator						
Emergency Response	1724	1776	1829	1884	1966	2037
Telecommunicator						
Engineering Technician II	1961	2026	2087	2150	2240	2336
Engineering Technician III	2262	2330	2400	2472	2586	2704
Executive Secretary I	1800	1854	1910	1961	2049	2124
Graphic Arts Designer	2062	2124	2188	2254	2350	2449
Graphic Arts Technician	1885	1942	2000	2060	2148	2228
Industrial Commission Reporter	2262	2330	2400	2472	2586	2704
Industrial Commission Technician	1800	1854	1910	1961	2049	2124
Insurance Analyst I	1660	1710	1761	1814	1882	1955
Insurance Analyst II	1885	1942	2000	2060	2148	2228

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES	NTRAL MA	NAGEMEN	T SERV	ICES			DEPARTMENT OF CE	OF CENTRAL MANAGEMENT SERVICES	MENT SE	RVICES		
NOTICE OF PEREMPTORY AMENDMENTS	EREMPTOR	/ AMENI	MENTS				NOTICE OF E	OF PEREMPTORY AMENDMENTS	ENDMENT	S		
Insurance Analyst Trainee	1546	1592	1640	1689	1747	1809	Taker Telecommunicator Lead Worker	2062 21	2124 2188	8 2254	2350	0440
Library Aide I	1360	1401	1443	1486	1529	1581	Telecommunicator Lead				2463	2570
Library Aide II	1447	1490	1535	1581	1634	1688	Worker-Command Center					
Aide III	1546	1592	1640	1689	1747	1809	Telecommunicator Trainee	1724 17	1776 1829	9 1884	1966	2037
Library Technical Assistant Microfilm Laboratory Technician I	1546	1592	1640	1689	1747	1809	Venicle refmit Evaluator Veterans Service Officer				2049	2124
Microfilm Laboratory Technician II	1660	1710	1761	1814	1882	1955	Associate					
	1399	1441	1484	1529	1581	1632				1		
	1495	1540	1586	1634	1689	1744			<	n. ≅l	s (cont.)	-
Microfilm Operator III	1599	1647	1696	1747	1814	1879			1742		1846	1937
Office Assistant	1495	1540	1586	1634	1689	1744			1870		1995	2102
Associat	1599	1647	1696	1747	1814	1879			2115		2268	2394
	1399	1441	1484	1529	1581	1632			2321		2497	2636
	1660	1710	1761	1814	1882	1955			1580	1625	1670	1747
Photographer I	1800	1854	1910	1967	2049	2124			7257 7550		7447	2010
Photographer II	2062	2124	2188	2254	2350	2449			1804		1920	2017
	1800	1854	1910	1967	2049	2370			2025		2173	2287
	2062	2124	2188	2254	2350	2449			2115		2268	2394
Photographic Technician III	2153	2218	2285	2354	2463	2570			2025		2173	2287
entati	1660	1710	1761	1814	1882	1955			2025		2173	2287
& Supply Clerk	1399	1441	1484	1529	1578	1628			2962	7 3457	3602	3819
property & Supply Clerk II	1490	1535	1861	1747	1614	1/40			3506		3808	4041
Tax Examiner	1660	1710	1761	1814	1882	1955			2675	75 2784	2888	3060
Rehabilitation Case Coordinator I	1546	1592	1640	1689	1747	1809			1804		1920	2017
	1660	1710	1761	1814	1882	1955			1678	1735	1782	1874
Technician	1447	1490	1535	1581	1634	00			1580		1670	1747
	1660	-	1761	1814	1882	1955			2211	5 2293	23/1 2268	2394
Reproduction Service Technician	TROO	1854	1910	1961	2049	2124			2321		2497	2636
Safety Responsibility Analyst	1885	1942	2000	2060	2348	2228			2675		2888	3060
Storekeeper I	1786	1840	1895	1952	2025	2107			2321		2497	2636
Storekeeper II	1938	1996	2056	.2118	2207	2294			2115		2268	2394
Storekeeper III	2062	2124	2188	2254	2350	2449			2431		2619	2768
Stores Clerk	1444	1487	3	1578	1628	1677			7187	1 2934	2005	2532
Switchboard Operator I	1447	1490	1535	1581	1634	1688			2559		2759	2919
Switchboard Operator II	1546	1592	1640	1689	1747	1809			2321		2497	2636
Telecommunications Field Advisor	2153	2218	2285	2354	2463	2570			2817		3052	3232
Telecommunications Field Advisor	2373	2444	2517	2593	2717	2843			2211	11 2293	2371	2504
Lead Worker	000	0 4 0 1		0	0.0	0			2307		2497	2636
Telecommunicator-Command Center	1967	2026	2000	2150	2240	2336			18			
Telecommunicator Call Taker	1961	2026	2087	2150	2240	2336			9.72	72 10.00	10.28	~
Telecommunicator Lead Call	2153	2218	2285	2354	2463	2570			16			1811

SERVICES
DEPARTMENT OF CENTRAL MANAGEMENT SE
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3060	2394	2504	2504
2888	2268	2371	2371
2784	18	2293	29
2675	2115	2211	2211

at NOTE: Employees subject to the alternative pension formula will be paid rates that are 3% higher than those stated above. Full-time employees who are receiving the flat-rate pension formula will receive a one-time lump sum payment of \$565.

Effective: April 1, 1998

3 2336		7	
2 2240	(cont.)	91	2619
1 S 2 2 2 2 1 5 0	T E P S	121	2522
STEPS 1a 1 2087 2150	w	4	2431
1b 2026			
$\frac{1c}{1967}$			
Veterans Service Officer	Associate		Associate

Effective: July 1, 1998

11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995 11995

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	lc	16	la	1	2	e
Account Clerk I	1490	1535	1581	1628	1683	1739
Account Clerk II	1592	1640	1689	1740	1799	1863
Account Technician I	1776	1829	1884	1941	2025	2098
Account Technician II	1942	2000	2060	2122	2212	2295
Administrative Services Worker	1364	1405	1447	1490	1531	1575
Trainee						
Aircraft Dispatcher	1942	2000	2060	2122	2212	2295
Aircraft Lead Dispatcher	2124	2188	2254	2322	2421	2522
Audio Visual Technician I	1540	1586	1634	1683	1740	1796
Audio Visual Technician II	1710	1761	1814	1868	1938	2014
Buyer Assistant	1776	1829	1884	1941	2025	2098
Check Issuance Machine Operator	1710	1761	1814	1868	1938	2014
Clerical Trainee	TR					
Communication Dispatcher	1710	1761	1814	1868	1938	2014
Communication Equipment Technician	2444	2517	2593	2671	2799	2928
н						
Communication Equipment	2716	2797	2881	2967	3119	3265
Technician II						
Communication Equipment	2870	2956	3045	3136	3293	3448
Technician III						
Court Reporter	2218	2285	2354	2425	2537	2647

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2405 2522 2522 2522 2784 2656

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES NOTICE OF PEREMPTORY AMENDMENTS

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1935 2014 1863 2014 1739 2014 2188

2170 2363 2522 1727 1739 1863 2647 2928

2406 2406 2647

2647

2406 2406

1995 2165 2466 2715 1799

3007 2078 2356

SERVICES
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NOTICE OF PEREMPTORY AMENDMENTS

SERVICES
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Data Processing Assistant	1540 1	1586	1634	1683	1740	1796	Property & Supply Clerk II	1535	1581	1628	1677	1728	179
Data Processing Operator	1441 1	1484	1529	1575	1628	1681	Property & Supply Clerk III	1647	1696	1747	1799	1868	10
Data Processing Operator Trainee	1364 1	1405	1447	1490	1531	1575		1710	1761	1814	1868	1938	201
Drafting Worker	1854 1	1910	1967	2026	2110	2188		1592	1640	1689	1740	1799	200
Electronic Equipment	1776 1	1829	1884	1941	2025	2098		1710	1761	1814	1868	1938	200
Electronic Equipment	1942 2		2060	2122	2212	2295		1490	1535	1581	1628	1683	17
Installer/Repairer Leadworker								1710	1761	1814	1868	1938	20.
Electronics Technician	2218 2		2354	2425	2537	2647	Reproduction Service Technician	1854	1910	1967	2026	2110	218
Emergency Response Lead	1942 2		2060	2122	2212	2295	III						
Telecommunicator							Safety Responsibility Analyst	1942	2000	2060	2122	2212	22
Emergency Response	1776 1	1829	1884	1941	2025	2098	Storekeeper I	1840	1895	1952	2011	2086	21
Telecommunicator							Storekeeper II	1996	2056	2118	2182	2273	23
Engineering Technician II	2026 2	2087	2150	2215	2307	2406	Storekeeper III	2124	2188	2254	2322	2421	25
Engineering Technician III	2330 2	2400 3	2472	2546	2664	2785	Stores Clerk	1487	1532	1578	1625	1677	17
Executive Secretary I	1854 1	1910	1961	2026	2110	2188	Switchboard Operator I	1490	1535	1581	1628	1683	17
Graphic Arts Designer	2124 2	2188 2	2254	2322	2421	2522	Switchboard Operator II	1592	1640	1689	1740	1799	18
Graphic Arts Technician	1942 2	2000	2060	2122	2212	2295	Telecommunications Field Advisor	2218	2285	2354	2425	2537	26
Industrial Commission Reporter	2330 2	2400	2472	2546	2664	2785	Telecommunications Field Advisor	2444	2517	2593	2671	2799	29
Industrial Commission Technician	1854 1	1910	1961	2026	2110	2188	Lead Worker						
Insurance Analyst I			1814	1868	1938	2014	Jelecommunicator	1942	2000	2060	2122	2212	22
Insurance Analyst II			2060	2122	2212	2295	Telecommunicator-Command Center	2026	2087	2150	2215	2307	24
Insurance Analyst Trainee				1740	1799	1863	Telecommunicator Call Taker	2026	2087	2150	2215	2307	24
Intermittent Clerk	8.39 8			9.17	9.42	69.6	Telecommunicator Lead Call	2218	2285	2354	2425	2537	26
Library Aide I	1401 1	1443	1486	1531	1575	1628	Taker						
Library Aide II	1490 1	1535]	1581	1628	1683	1739	Telecommunicator Lead	2.444	2517	2593	2671	2799	29
Library Aide III	1592 1	1640]	1689	1740	1799	1863	Specialist						
Library Technical Assistant	1776 1	1829]	1884	1941	2025	2098	Telecommunicator Lead Worker	2124	2188	2254	2322	2421	25
Lottery Telemarketing	1710 1	1761	1814	1868	1938	2014	Telecommunicator Lead	2218	2285	2354	2425	2537	26
							Worker-Command Center						
Microfilm Laboratory Technician I	1592 1	1640	1689	1740	1799	1863	Telecommunicator Specialist	2218	2285	2354	2425	2537	26
Microfilm Laboratory Technician	1710 1	1761	1814	1868	1938	2014		1776	1829	1884	1941	2025	20
II							Trainee						
Microfilm Operator I	1441 1	1484	1529	1575	1628	1681	Vehicle Permit Evaluator	1854	1910	1967	2026	2110	218
Microfilm Operator II		1586	1634	1683	1740	1796	Veterans Service Officer	2026	2087	2150	2215	2307	24
Microfilm Operator III	1647 1	1696	1747	1799	1868	1935	Associate	±854	39±6	₹96₹	3036	2110	문문
Office Aide		1405	1447	1490	1531	1575							
Office Assistant	1540 1	1586	1634	1683	1740	1796				S	TEPS	(cont.)	
Office Associate	1647		1747	1799	1868	1935				4	5	9	7
Office Clerk			1529	1575	1628	1681	Account Clerk I			1794	1847	1901	19
Office Coordinator			1814	1868	1938	2014	Account Clerk II			1926	1989	2055	211
Photographer I		1910	1961	2026	2110	2188	Account Technician I			2178	2255	2336	24
Photographer II			2254	2322	2421	2522	Account Technician II			2391	2477	2572	27
Photographer III			2354	2425	2537	2647	Administrative Services Worker			1627	1674	1720	17
Photographic Technician I		1910	1961	2026	2110	2188	Trainee						
Photographic Technician II	2124 2		2254	2322	2421	2522	Aircraft Dispatcher			2391	2477	2572	27
Photographic Technician III		2285	2354	2425	2537	2647	Aircraft Lead Dispatcher			2636	2736	2842	30(
			1814	1868	1938	2014	Audio Visual Technician I			1858	1916	1978	20
Property & Supply Clerk I	1441 1	1484	1529	1575	1625	1677	Audio Visual Technician II			2086	2164	2238	23

NOTICE OF PEREMPTORY AMENDMENTS

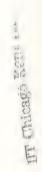
Buyer Assistant Check Issuance Machine Operator	2178 2086 TTD	2255 2164	2238	2356	Office Crew Office Coordinator Photographer I	2086	2362	2238 2442
spatcher	1.R 2086	2164	2238	2356	Photographer	2636	2736	2842
Communication Equipment Technician I Communication Equipment	3051 3417	3175 3561	3304	3501 3934	rnotographer 111 Photographic Technician I	2277	2362	2442
Technician II	196	3767	3022	4162	Photographic Technician II Photographic Technician III	2636	2736 2868	2842
mmunicacion Equipment Technician III	2755	2868	2975	3152	Procurement Representative	2086	2164	2238
Court Reporter						1726	1774	1829
	1858	1916	1978	2078	& Supply Clerk	1846	1901	1961
	1728	1787	1835	1930	Property & Supply Clerk III	2009	2073	2144
Data Processing Operator Trainee	1627	1674	1720	1799	Property Tax Examiner Rehabilitation Case Coordinator I	1926	1989	2238
Dratting Worker Electronic Equipment	22//	2362	2336	25/9	Rehabilitation Case Coordinator II	2086	2164	2238
Installer/Repairer					Technician	1794	1847	1901
Electronic Equipment	2391	2477	2572	2715		2086	2164	2238
Installer/Repairer Leadworker	1	1	1		Reproduction service Technician III	2391	2362	2442
Electronics Technician	2755	2868	2975	3152	Storekeener T	2391	7335	2/62
Emergency Response Lead	739T	1157	7/57	2/12	Storekeeper II	2460	2550	2636
Telecommunicator	9710	2255	2336	2466	Storekeeper III	2636	2736	2842
Telecommunicator	0/17	6622	2 2 3 0	0047	Stores Clerk	1783	1839	1891
Engineering Technician II	2504	2598	2698	2851	Switchboard Operator I	1794	1847	1901
Engineering Technician III	2902	3022	3144	3329	Switchboard Operator II	1926	1989	2055
Executive Secretary I	2277	2362	2442	2579		2755	2868	2975
Graphic Arts Designer	2636	2736	2842	3007	Telecommunications Field Advisor	3051	3175	3304
Graphic Arts Technician	2391	2477	2572	2715	Lead Worker		1	1
Industrial Commission Reporter	2902	3022	3144	3329	Telecommunicator	2391	11.67	2572
Industrial Commission Technician	2277	2362	2442	2579	Telecommunicator-Command Center	2504	2598	2698
Insurance Analyst I	2086	2164	2238	2356	Call Taker	2504	2598	2698
Insurance Analyst II	2391	2477	2572	2715	relecommunicator bead call raker	2017	2222	2767
Insurance Analyst Trainee	1926	1989	2055	2165	Telecommunicator read	3051	31/3	3304
Intermittent Clerk	10.01	1734	1774	10.11	Telecommunicator Lead Worker	2636	2736	2842
Library Aido II	1797	1847	1001	1007	Telecommunicator Lead	2755	2868	2975
Library Aide III	1926	1989	2055	2165	Worker-Command Center			
Library Technical Assistant	2178	2255	2336	2466	Telecommunicator Specialist	2755	2868	2975
Lottery Telemarketing	2086	2164	2238	2356	Telecommunicator Trainee	2178	2255	2336
Representative					Vehicle Permit Evaluator	2277	2362	2442
Microfilm Laboratory Technician I	1926	1989	2055	2165	Veterans Service Officer	2504	2598	2698
Microfilm Laboratory Technician II	2086	2164	2238	2356	Associate	5555	2962	2442
Microfilm Operator I	1728	1787	1835	1930	NOTE: Employees subject to the alternative pension formula will be pa	e pension f	ormula	ill be
	2009	2073	2144	2258	rates that are 3% higher than t	d above.		
	1627	1674	1720	1799		,		
Office Assistant	1858	1916	1978	2078	Effective: July 1, 1999	1999		

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

2164 223 2362 244 2736 284 2868 297 2868 297 2868 297 2164 223 1774 182 1901 1969 2073 2164 2235 241 2247 2477 257 2598 269 2568 297 3175 2868 2877 257 2598 269 2598 269 2588 297 3175 2868 2868 297 3175 287 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269 2598 269	OTT TOE CTETY	1728	1787	1835	1930	
nician I nician II 2277 2362 2442 2475 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2868 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 2888 2975 28	Office Coordinator	2086	2164	2238	2356	
1936 2736 2842	Photographer I	2277	2362	2442	2579	
nnician I nnician I nnician II nnician II nnician II nnician II nnician II nnician II 2777 2362 2442 2886 2975 Sentative Clerk II 1726 1774 1829 Clerk II 1846 1901 1961 2009 2017 2018 1901 1961 1009 2019 2018 Se Coordinator II 1009 2019 2019 Se Field Advisor 2010 2019 2019 Se Field Advisor 2011 Taker 2011		2636	2736	2842	3007	
mician I 2277 2362 2442 mician II 2636 2736 2442 mician III 2636 2736 2842 mician III 2086 2164 2238 clerk II 1726 1774 1829 r Clerk II 1846 1901 1961 r Clerk III 2009 2073 2144 niner 2009 2073 2144 niner 2009 2073 2144 se Coordinator II 2009 2064 2238 sise Coordinator II 1926 1847 1901 rice Technician II 2086 2164 2238 rice Technician II 2009 2075 2460 250 2636 rity Analyst 11783 1847 1901 1901		2755	2868	2975	3152	
nnician II nnician II nnician II nnician II nnician III 2636 2736 2842 2016 2174 1297 Clerk I Clerk I Clerk II 1726 1774 1829 Colordinator II 1846 1901 1961 2009 2073 2144 2018 2068 2164 2238 Ince Technician II 2009 2073 2144 2018 2164 2238 Ince Technician II 2006 2164 2238 Ince Technician II 2006 2164 2238 Ince Technician II 2007 2073 2144 2018 2164 2238 Ince Technician II 2008 2164 2238 Ince Technician II 2009 2073 2144 Ince Technician II Inc		2277	2362	2442	2579	
Section III		2636	2736	2842	3007	
Sentative 2086 2164 2238		2755	2868	2975	3152	
Clerk I	Procurement Representative	2086	2164	2238	2356	
Clerk II	& Supply Clerk	1726	1774	1829	1923	
r. Clerk III 2009 2073 2144 lines 2004 inner 2008 2164 2238 2186 2164 2238 2186 Coordinator II 2086 2164 2238 2166 Tice Technician II 2086 2164 2238 2166 Tice Technician II 2086 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2164 2164 2164 2164 2164 2164	& Supply Clerk	1846	1901	1961	2056	
Secondinator 2086 2164 2238 2165 2168 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2166 2164 2238 2266 2164 2238 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266 2266	& Supply Clerk	2009	2073	2144	2258	
tse Coordinator I 1926 1989 2055 tse Coordinator II 1926 1989 2055 tse Coordinator II 2086 2164 2238 ice Technician II 2077 2362 2442 ire Technician III 2277 2362 2442 lity Analyst 2246 235 2410 2460 2560 2560 2636 ttor II 1783 1839 1891 ttor II 1926 1989 2055 s Field Advisor 2755 2868 2975 s Field Advisor 2504 2598 2698 Call Taker 2504 2598 2698 Lead Call Taker 2504 2598 2698 Lead Worker 2564 2755 2868 2975 Lead 2755 2868 2975 Center 2755 2868 2975 Trainee 2777 2362 2442 Trainee 2598 269	Property Tax Examiner	2086	2164	2238	2356	
tse Coordinator II 2086 2164 2238 fice Technician II 1794 1847 1901 fice Technician III 2077 2362 2442 fice Technician III 2277 2362 2442 fice Technician III 2276 2350 246 fire Technician III 2246 235 2410 246 2550 2636 246 246 255 2636 240 246 255 2636 241 247 257 246 257 250 256 2636 2975 1s Field Advisor 2755 2868 2975 1s Field Advisor 2504 2598 2698 Call Taker 2504 2598 2698 Lead 21755 2868 2975 Lead 2755 2868 2975 Lead 2755 2868 2975 Tead 2755 2868 2975	Rehabilitation Case Coordinator I	1926	1989	2055	2165	
rice Technician I 1794 1847 1901 rice Technician II 2086 2164 2238 rice Technician III 2231 247 2572 Lity Analyst 2246 2335 2410 2460 2550 2636 2460 2550 2636 2460 2550 2636 2460 2550 2636 2460 2550 2636 2401 174 1901 2402 1173 1839 1891 2403 1839 1891 2404 2598 2698 2405 2698 2407 2504 2598 2698 2407 2504 2598 2698 2408 2975 Lead Worker 2504 2598 2698 Center 2755 2868 2975 Lead Worker 2755 2868 2975 Lead Worker 2755 2868 2975 Trainee 27		2086	2164	2238	2356	
ice Technician II 2086 2164 2238	Reproduction Service Technician I	1794	1847	1901	1995	
rice Technician III 2277 2362 2442 Lity Analyst 2391 2477 2572 Lity Analyst 2246 2335 2410 2460 2550 2636 2636 2736 2842 Lor II 1783 1839 1891 Ltor II 1794 1847 1901 Lead Advisor 2755 2868 2975 Lead Call Taker 2504 2598 2698 Lead Worker 2504 2598 2698 Calter 2504 2598 2698 Lead Worker 2504 2598 2698 Center 2755 2868 2975 Center 2755 2868 2975 Trainee 2755 2868 2975 Trainee 2755 2868 2975 Trainee 2504 2598 2698 Advisor 2504 2598 2698		2086	2164	2238	2356	
Lity Analyst 2391 2477 2572 246 2335 2410 246 2335 2410 246 2350 2536 2436 2436 2436 2436 2436 2436 2436 24		2277	2362	2442	2579	
2246 2335 2410 2460 2550 2636 2636 2560 2560 2636 2637 2736 2836 2637 2736 2836 2637 2736 2836 2637 2736 2836 275 2868 2975 281 Taker 2504 2598 2698 281 Taker 2504 2598 2698 282 Call Taker 2504 2598 2698 282 Call Taker 2504 2598 2698 283 Call Taker 2504 2598 2698 2842 2842 2842 2842 2842 2842 2842 28	Safety Responsibility Analyst	2391	2477	2572	2715	
ttor I ttor I ttor II 1794 1847 1901 1785 2842 1785 2868 2975 is Field Advisor Command Center Call Taker Lead Call Taker Lead Worker Specialist Specialist Trainee 2104 2558 2698 2698 2698 2755 2868 2975 2604 2598 2698 2698 2755 2868 2975 2604 2598 2698 2755 2868 2975 2755 2868 2975 Trainee 2755 2868 2975 Genter Specialist 2755 2868 2975 Trainee 2755 2868 2975 Genter Specialist 2755 2868 2975 Trainee 2755 2868 2975 Genter Specialist 2755 2868 2975 Genter Conter Specialist 2755 2868 2975 Genter 2755 2868 2975 Genter Conter Specialist Conter 2755 2868 2975 Genter 2755 2868 2975 Genter 2755 2868 2975 Genter 2755 2868 2975 Genter Conter Conter		2246	2335	2410	2540	
ttor I ttor II ttor II ttor II ttor II 1783 1839 1891 1781 1783 1839 1891 1781 1782 1883 1891 1891 1782 1891 1891 1891 1891 1891 1891 1891 1891		2460	2550	2636	2785	
ttor I ttor II 1794 1839 1891 ttor II 1794 1847 1901 1702 189 2055 Is Field Advisor 2755 2868 2975 Command Center 2504 2598 2698 Call Taker 2504 2598 2698 Lead Call Taker 2755 2868 2975 Lead Worker 2636 2736 2842 Lead Worker 2636 2736 2842 Center 2755 2868 2975 Center 2755 2868 2975 Trainee 2755 2868 2975 Trainee 2755 2868 2975 Trainee 2755 2868 2975 Officer 2598 2698 Officer 2559 2598 Officer 2559 25442		2636	2736	2842	3007	
ttor I ttor I ttor II 1794 1847 1901 ttor II 1926 1289 2055 ts Field Advisor 2755 2868 2975 ss Field Advisor 3051 3175 3304 Call Taker 2504 2598 2698 Lead Call Taker 2504 2598 2698 Lead Worker 2636 2755 2868 2975 Lead Worker 2636 2755 2868 2975 Center 2755 2868 2975 Trainee 2755 2868 2975	Stores Clerk	1783	1839	1891	1987	
ttor II 1926 1989 2055 Is Field Advisor 2755 2868 2975 Is Field Advisor 3051 3175 3304 Command Center 2504 2598 2698 Lead Call Taker 2504 2598 2698 Lead Worker 2504 2598 2698 Lead Worker 2504 2598 2698 Center 2755 2868 2975 Center 2755 2868 2975 Trainee 2755 2868 2975 Center 2755 2868 2975 Contained 2755 2868 297	Switchboard Operator I	1794	1847	1901	1995	
Is Field Advisor 2755 2868 2975 Is Field Advisor 3051 3175 3304 Command Center 2391 2477 2572 Coll Taker 2504 2598 2698 Lead Call Taker 2755 2868 2975 Lead Worker 2636 2736 2842 Lead Worker 2755 2868 2975 Center 2755 2868 2975 Center 2755 2868 2975 Trainee 2775 2868 2975 Trainee 2275 2868 2975 Trainee 2275 2868 2975 Aluator 2259 2698 Officer 2264 2542 28277 2362 2442	Switchboard Operator II	1926	1989	2055	2165	
Second		2755	2868	2975	3152	
Call Taker Lead Call Taker Lead Worker Specialist Specialist Trainee 2391 2477 2572 2698 2698 2698 2975 3051 3175 304 2755 2868 2975 2755 2868 2975 Trainee 2755 2868 2975 2868 2975 2975 2868 2975 2975 2986 2975 2986 2975 2986 2975 2986 2975 2986 2986 2975 2986 2986 2986 2986 2975 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986 2986	Field	3051	3175	3304	3501	
Command Center 2391 2477 2572 Call Taker 2504 2598 2698 Call Taker 2504 2598 2698 Lead Call Taker 2755 2868 2975 Lead Worker 2636 2736 2842 Lead Worker 2636 2736 2842 Center 2755 2868 2975 Specialist 2755 2868 2975 Trainee 2775 2868 2975 Aluator 2504 2598 2698 Officer 25942 2698	Lead Worker					
Command Center 2504 2598 2698 Call Taker 2504 2598 2698 Lead Call Taker 2755 2868 2975 Lead Worker 2636 2736 2842 Lead Worker 2755 2868 2975 Center 2755 2868 2975 Specialist 2755 2868 2975 Trainee 2775 2868 2975 raluator 22504 2559 2698 Officer 25077 2862 2698	Telecommunicator	2391	2477	2572	2715	
Call Taker 2504 2598 2698 Lead Call Taker 2755 2868 2975 Lead 3051 3175 3304 Lead Worker 2636 2736 2842 Lead 2755 2868 2975 Center 2755 2868 2975 Specialist 2755 2868 2975 Trainee 2775 2868 2975 Valuator 2259 2698 Officer 2897 2842 28277 2862 2442	Telecommunicator-Command Center	2504	2598	2698	2851	
Lead Call Taker 2755 2868 2975 Lead 3051 3175 3304 Lead Worker 2636 2736 2842 Lead 2755 2868 2975 Center 2755 2868 2975 Specialist 2755 2868 2975 Trainee 2178 2255 2336 valuator 2204 2559 2698 Officer 2257 2462 2442		2504	2598	2698	2851	
Lead Worker 2636 2736 2842 Lead Worker 2755 2868 2975 Center 2755 2868 2975 Specialist 2775 2868 2975 Trainee 2277 2362 2442 Officer 2504 2598 2698 Officer 2507 2598 2698	Lead Call	2755	2868	2975	3152	
Lead Worker 2636 2736 2842 Lead 2755 2868 2975 Center 2755 2868 2975 Specialist 2778 2255 2336 Trainee 2277 2362 2442 Officer 2504 2598 2698 Officer 2277 2362 2442		3051	3175	3304	3501	
Lead Worker 2636 2736 2842 Lead 2755 2868 2975 Center 2755 2868 2975 Specialist 2778 2868 2975 Trainee 2277 2362 2442 Officer 2504 2598 2698 Officer 2257 2442						
Lead 2755 2868 2975 Center 2755 2868 2975 Specialist 2755 2868 2975 Trainee 2178 2255 2336 'aluator 2504 2598 2698 Officer 22577 2462 2442		2636	2736	2842	3007	
Center 2755 2868 2975 Specialist 2178 2255 2336 Trainee 2277 2362 2442 Officer 2504 2598 2698 Officer 2277 2462 2442		2755	2868	2975	3152	
Specialist 2755 2868 2975 Trainee 2178 2255 2336 valuator 2277 2362 2442 Officer 2504 2598 2698 22977 2362 2442						
Trainee 2178 2255 2336 valuator 2277 2362 2442 Officer 2504 2598 2698 2698	Speciali	2755	2868	2975	3152	
2277 2362 2442 2504 2598 2698 2277 2362 2442		2178	2255	2336	2466	
2504 2598 2698 2277 2362 2442	Vehicle Permit Evaluator	2277	2362	2442	2579	
2945 2962 ±±28	Veterans Service Officer	2504	2598	2698	2851	
	Associate	5533	2962	2442	2579	

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES NOTICE OF PEREMPTORY AMENDMENTS

ILLINOIS REGISTER

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

			STE	P S			Library Aide II	1535	1581	1628
	lc]	1b	la	1	5.	c	Library Aide III	1640	1689	1740
Account Clerk I	35	1581	1628	1677	1733	1791	Library Technical Assistant	1829	1884	1941
		1007	2 4 5	1707	000	40.0		1761	181	1868
Table in		000	1 / 4 0	7617	T007	1919		10/1	* 101	
Account rechnician i		T K K 4	1941	1999	2086	1917	Representative			
Account Technician II	2000	2060	2122	2186	2278	2364		н	1689	1740
Administrative Services		1447	1490	1535	1577	1622	Microfilm Laboratory Technician	II	1814	1868
Worker Trainee							Microfilm Operator I	1484	1529	1575
Aircraft Dispatcher		2060	2122	2186	2278	2364	Microfilm Operator II	1.586	1634	1683
Aircraft Lead Dispatcher	2188 2	2254	2322	2392	2494	2598	Microfilm Operator III	1696	1747	1799
Audio Visual Technician I		1634	1683	1733	1792	1850	Office Aide	1405	1447	1490
Audio Visual Technician II		1814	1868	1924	1996	2074	Office Assistant	1586	1634	1683
Buyer Assistant		1884	1941	1999	2086	2161	Office Associate	1696	1747	1799
Check Issuance Machine Operator		1814	1868	1924	1996	2074	Office Clerk	1484	1529	
Clerical Trainee					1		Office Coordinator	1761	1814	186
Communication Dispatcher		1814	1868	1924	1996	2074	Photographer I	1910	1967	
Communication Equipment Technician	2517	2593	2671	2751	2883	3016		2188	2254	232
I))		Photographer III	2285	2354	
Communication Equipment	2797	2881	2967	3056	3213	3363	Photographic Technician I	1910		202
Technician II		3			1		Dhotographic Wechnician II	2188		
4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	,	304	2126	0	0000		Toohninian	2000		
Booksinia Itt	0	0.40	0770	26.20	255	TCCC	Drocographic recimitation and	1751		186
Country and the				0	7	4	Procurement Representative	707	1 0	
Court Reporter	a i	2354	2425	2498	2613	2/26	& Supply Clerk	1404 1707	67CT	
	9	1634	1683	1733	1792	1850	& Supply Clerk	1861	TP58	
	4	1529	1575	1622	1677	1731	Property & Supply Clerk III	1696	1747	
Data Processing Operator Trainee	35	1447	1490	1535	1577	1622	Iroperty Tax Examiner			
Drafting Worker	1910	1961	2026	2087	2173	2254	Rehabilitation Case Coordinator	н		
Electronic Equipment Installer/	1829 1	884	1941	1999	2086	2161	Rehabilitation Case Coordinator	II	1814	1868
Repairer							Reproduction Service Technician	H	1581	
Electronic Equipment	2000 2	2060	2122	2186	2278	2364	Reproduction Service Technician	II		1868
Installer/Repairer Leadworker							Reproduction Service Technician	1910	1961	2026
		2354	2425	2498	2613	2726	III			
Emergency Response Lead	2000 2	2060	2122	2186	2278	2364	Safety Responsibility Analyst	2000	2060	2122
Telecommunicator							Storekeeper I	1895		2011
Emergency Response	1829 1	1884	1941	1999	2086	2161	Storekeeper II	2056		2182
Telecommunicator							Storekeeper III	2188	2254	
Engineering Technician II		2150	2215	2281	2376	2478	Stores Clerk	1532	1578	
Engineering Technician III		2472	2546	2622	2744	2869	Switchboard Operator I	1535	1581	1628
Executive Secretary I		1961	2026	2087	2173	2254	Switchboard Operator II	1640	1689	
Graphic Arts Designer		2254	2322	2392	2494	2598	Telecommunications Field Advisor		235	
Graphic Arts Technician		2060	2122	2186	2278	2364	Telecommunications Field Advisor	or 2517	2593	2671
Industrial Commission Reporter	2400 2	2472	2546	2622	2744	2869	Lead Worker			
Industrial Commission Technician		1961	2026	2087	2173	2254	Telecommunicator	2000	2060	
Insurance Analyst I		1814	1868	1924	1996	2074	Telecommunicator-Command Center	2087	2150	2215
Insurance Analyst II		2060	2122	2186	2278	2364	Telecommunicator Call Taker		2254	
Insurance Analyst Trainee		1689	1740	1792	1853	1919	Telecommunicator Lead Call Taker		235	
Intermittent Clerk	8.65	8.90	9.17	9.45	9.70	96.6	Telecommunicator Lead	2517	2593	2671
Library Aide I		1486	1531	1577	1622	1677	Specialist			

119996 110996 110922 110924 110924 110924 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926 110926

2235 2434 2598 1779 1791 1919 2726 3016

2149 2341 2494 1727 1733 1853 2613

2071 2247 2392 1674 1677 1792 2498 2751

2478 2598 2726 3016

2376 2494 2613 2883

2281 2392 2498 2751

NOTICE OF PEREMPTORY AMENDMENTS

NOTICE OF PEREMPTORY AMENDMENTS

53 2	2989 3	45 2	49 2	63 2	84 2	.31	27 1	
24	29	23	21	24	19	10	17	
Graphic Arts Technician	Industrial Commission Reporter	Industrial Commission Technician	Insurance Analyst I	Insurance Analyst II	Insurance Analyst Trainee	Intermittent Clerk	Library Aide I	
2598	2726		2726	2161	2254	2478	£9±6	
2494	2613		2613	2086	2173	2376	2254	
2392	2498		2498	1999	2087	2281	2173	
2322	2425		2425	1941	2026	2215	5087	
2254	2354		2354	1884	1967	2150	5956	
2188	2285		2285	1829	1910	2087	₹96₹	
Telecommunicator Lead Worker	Telecommunicator Lead	Worker-Command Center	Telecommunicator Specialist	Telecommunicator Trainee	Vehicle Permit Evaluator	Veterans Service Officer	Associate	

2796 3429 2656 2427 2796 2230 11.40 11.40 1921 2055 2230 2540 2540

2649 3238 2515 2305 2649 2117 10.90 1827 1958 2117 2406

2425			Industrial Commission Technician		2433
2425		2726	Insurance Analyst I	2149	2229
1884 1941 1999	2086	2161	Insurance Analyst II	2463	2551
2215		2478	Intermittent Clerk	10.31	10 61
2087		1910	Library Aide I	1727	1776
			Library Aide II	1848	1902
STEP	S		Library Aide III	1984	2049
		7	Library Technical Assistant	2243	2323
		2055	Lottery Telemarketing	2149	2229
		2230	Representative		
		2540	Microfilm Laboratory Technician I	1984	2049
2463 2551 1676 1724	2649	2796	Microfilm Laboratory Technician II Microfilm Operator I	2149	2229
		0	Microfilm Operation 1	1014	1072
2463 2551	2649	2796	Microfilm Operator III	2069	2135
		3097	Office Aide	1676	1724
1914 1973	2037	2140	Office Assistant	1914	1973
2149 2229	2305	2427	Office Associate	2069	2135
2243 2323	2406	2540	Office Clerk	1780	1841
2149 2229	2305	2427	Office Coordinator	2149	2229
TR			Photographer I	2345	2433
49		2427	Photographer II	2715	2818
43		3606	Photographer III	2838	2954
3520 3668	3821	4052	Photographic Technician I	2345	2433
			Photographic Technician II	2715	2818
19		4287	Photographic Technician III	2838	2954
2838 2954	3064	3247	Procurement Representative	2149	2229
,		01.0		1778	1827
1780 1841	1890	1088	Property & Supply Clerk II	1901	1958
		1853	Property Tax Examiner	2149	2229
2345 2433	2515	2656	Rehabilitation Case Coordinator I	1984	2049
2243 2323	2406	2540	Rehabilitation Case Coordinator II	2149	2229
			Reproduction Service Technician I	1848	1902
2463 2551	2649	2796	Reproduction Service Technician II	2149	2229
			Reproduction Service Technician III	2345	2433
38		3247	Safety Responsibility Analyst	2463	2551
2463 2551	2649	2796	Storekeeper I	2313	2405
			Storekeeper II	2534	2627
2243 2323	2406	2540	Storekeeper III	2715	2818
			Stores Clerk	1836	1894
2579 2676	2779	2937	Switchboard Operator I	1848	1902
		0010	Switchboard Operator II	1984	2049
		3429	4	0000	2954
		3429 2656	Telecommunications Field Advisor	0007	4000

III (Alcago Refl. 11)

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DEPARTMENT OF CENTRAL MANAGEMENT SERV.	CENTRAL MAN	AGEMENT	SERVI	ICES			DEPARTMENT OF CE	CENTRAL MANAGEMENT SERVICES	ANAGEMEN	T SERV	CES	
NOTICE OF	NOTICE OF PEREMPTORY AMENDMENTS	AMENDMI	SINIS				NOTICE OF P	PEREMPTORY AMENDMENTS	XY AMEND	MENTS		
Lead Worker			,				Drafting Worker	2078	2138	2201	2266	2357
Telecommunicator			2463	2551	2649	2796	Electronic Equipment	1992	2051	2110	2172	2265
Telecommunicator Call Taker			8/C2	2878	6/17	2937	Installer/Repairer	2173	2227	2303	2371	2468
Telecommunicator Lead Call Taker			2838	2954	3064	3247	Installer/Repairer Leadworker	0/17	1677	7 7 7 7	1/67	0027
Telecommunicator Lead		, ,	3143	3270	3403	3606	Electronics Technician	2476	2549	2624	2702	2823
Specialist							Emergency Response Lead	2173	2237	2303	2371	2468
			2715	2818	2927	3097	Telecommunicator					
Worker-Command Center			2838	2954	3064	3247	Emergency Response	1992	2051	2110	2172	2265
		,,	2838	2954	3064	3247	Engineering Technician II	2266	2333	2401	2471	2572
Telecommunicator Trainee			2243	2323	2406	2540		2598	2674	2752	2834	2962
Vehicle Permit Evaluator			2345	2433	2515	2656	Executive Secretary I	2078	2138	2201	2266	2357
Veterans Service Officer		(4)	2579	2676	2779	2937	Graphic Arts Designer	2373	2443	2515	2589	2698
Associate		114	2345	5433	2515	2656	Graphic Arts Technician	2173	2237	2303	2371	2468
								2598	2674	2752	2834	2962
NOIE: Employees subject to the alternative pension	ternative pe		formula	a will	pe h	paid at	Industrial Commission Technician	2078	2138	2201	2266	2357
rates that are 3% higher than those stated above.	n those stat	ed abov	e e				Analyst	1920	1976	2033	2093	2169
N N	4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4						Insurance Analyst II	2173	223/	2303	23/1	2468
MAXIMUM SECULITY INSTITUTIONS REFOREMENT THIS 1 100	Reference Teles 1000	STOLE SO	Schedule				Insurance Analyst Trainee	16/7	1844 0 76	1897	1953	8707
קדובכר	TAC: OUTY T	CCC+ 1.					ribesemictent Clerk	у. Са. п С	01.00	20.01	10.34	1773
			E	C.			Library Aide I	1680	1728	1779	1830	1890
	10	16			2	~		1791	1844	1897	1953	2018
Account Clerk I	1680	28	1779	1830	1890	1952		1992	2051	2110	2172	2265
	1791		1897	1953	2018	2088		1920	1976	2033	2093	2169
	1992	2051 2	2110	2172	2265	2344	Representative					
Account Technician II	2173	2237 2	2303	2371	2468	2560	Microfilm Laboratory Technician I	1791	1844	1897	1953	2018
Administrative Services Worker	1542		1633	1680	1724	1773	Microfilm Laboratory Technician II	192	1976	2033	2093	2169
Trainee	2173	2237 2	2303	2371	2468	2560	Microfilm Operator I	1626	1674	1722	1773	1830
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Alicialt Lead Dispatcher	2373			2589	2698	2808	Microfilm Operator III	1851	1904	1960	2018	2093
Audio Visual Technician II	1030	1 68/1	1836	1000	1953	2015	Office Aide	1542	1200	1635	Tean	10 C 30 L
Buyer Assistant	1992			25.02	2265	2522	Office Assistant	1851	1904	1960	2018	2003
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Technician I							Photographer III	2476	2549	2624	2702	2823
Communication Equipment	3019	3108 3	3199	3294	3460	3619	Photographic Technician I	2078	2138	2201	2266	2357
Technician II							Technician	2373	2443	2515	2589	2698
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Eq. (2.16) Elbeary Aide I Elbeary Aide I Elbeary Aide I Elbeary Aide I Elbeary Aide II Elbeary Elemante Elbeary El	Veterans Service Officer	2266	2333	2401	2471	2572	2680	Intermittent Clerk	11.2		11.88	
Library Aide II	Associate	2078	2138	2201	5566	2357	5443	Library Aide I	1884		1990	2090
S T E P S (cont.) Library Aide III								Library Aide II	2012		2129	2232
4 5 6 7 Library Technical Assistant 2012 2069 2129 2232 Lottery Telemarketing 2012 2069 2129 2232 Lottery Telemarketing 2157 2225 2298 2417 Representative 2158 2264 2746 Microfilm Laboratory Technician II 2331 2416 2497 22431 2516 2604 2746 Microfilm Operator I 2331 2416 2497 2265 2758 2861 3018 Microfilm Operator II 2082 2144 2212 2265 2758 2861 3018 Microfilm Operator II 2082 2144 2212 2265 2758 2861 3018 Office Associate 2082 2144 2212 2322 Office Associate 2331 2416 2497 2627 Office Clerk 2331 2416 2497 2627 Office Cordinator 2331 2416 2497 2627 Photographer II 2331 2416 2497 2331 2416 2497 2627 Photographer II 2331 3428 3302 2331 2416 2497 2627 Photographer II 2331 342 3157 2331 2416 2497 2627 Photographer II 2331 342 3157 2331 2416 2497 2627 Photographer II 2331 342 3157 2331 2416 2497 2627 Photographer II 2491 2518 3302 2331 2416 2497 2627 Photographer II 2491 3662 3186 3302					Д			Library Aide III	2157		2298	2417
2012 2069 2129 2232 Lottery Telemarketing 2331 2416 2497 2157 2225 2298 2417 Representative 157 225 2298 2431 2516 2604 2746 Microfilm Laboratory Technician II 2157 2225 2298 2665 2758 2861 3018 Microfilm Operator II 2082 2144 2212 2665 2758 2861 3018 Microfilm Operator II 2082 2144 2212 2931 3042 3157 3337 Office Assistant 2246 2316 2394 2031 241 2212 2322 Office Assistant 2064 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076 2076								Library Technical Assistant	2431		2604	2746
2157 2225 2298 2417 Representative 2431 2516 2604 2746 Microfilm Laboratory Technician I 2665 2758 2861 3018 Microfilm Caboratory Technician II 1829 1881 1931 2018 Microfilm Operator II 2829 2841 2018 Microfilm Operator II 2820 2144 2212 2821 244 2212 2322 2822 2144 2212 2823 2414 2212 2331 2416 2497 2627 Office Associate 2331 2416 2497 2627 Office Coordinator 2331 2416 2497 2627 Photographer II 2331 2436 2436 2436 2437 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436 2436	Account Clerk I			2012	2069	2129	2232	Lottery Telemarketing	2331		2497	2627
2431 2516 2604 2746 Microfilm Laboratory Technician I 2157 2225 2298 2665 2758 2861 3018 Microfilm Deperator I 2331 2416 2497 1829 1881 1931 2018 Microfilm Operator II 2082 2144 2057 2931 3042 3157 3337 Office Assistant 2246 2144 2212 2082 2144 2212 2322 Office Assistant 2082 2144 2316 2331 2416 2497 2627 Office Assistant 2082 2144 2316 2331 2416 2497 2627 Office Clerk 0ffice Coordinator 1939 2004 2057 2331 2416 2497 2627 Office Coordinator 2331 2416 2497 2331 2416 2497 2627 Photographer II 2931 2439 2639 2631 3302 3302 3302 3302	Account Clerk II			2157	2225	2298	2417	Representative				
2665 2758 2861 3018 Microfilm Laboratory Technician II 2331 2416 2497 1829 1881 1931 2018 Microfilm Operator II 1939 2004 2057 2665 2758 2861 3018 Microfilm Operator III 2042 2144 2212 2082 2144 212 2082 2144 2212 2082 2144 2212 2082 2144 2212 2331 2416 2497 2627 Office Assistant 2246 2316 2394 2431 2516 2604 2746 0ffice Clerk 1939 2004 2057 2331 2416 2497 2627 Office Coordinator 2331 2416 2497 257 267 Photographer II 2931 2431 2497 2497 257 257 Photographer II 2931 2433 2431 2497 2531 2547 2547 Photographer II	Account Technician I			2431	2516	2604	2746		2157		2298	2417
1829 1881 1931 2018 Microfilm Operator I 1939 2004 2057 2665 2758 2861 3018 Microfilm Operator II 2082 2144 2212 2931 3042 3157 3337 Office Assistant 2082 2144 2212 2331 2416 2497 2627 Office Clerk 2497 2627 Office Coordinator 2331 2416 2497 2331 2416 2497 2627 Office Coordinator 2331 2416 2497 2331 2416 2497 2627 Office Coordinator 2331 2416 2497 2331 2416 2497 2627 Office Clerk 2697 2697 2331 2416 2497 2627 Office Clerk 2497 2331 2416 2497 2627 Photographer II 2931 3042 3157 2331 2416 2497 2627 Photographer II 3062 3186 3302 246	Account Technician II			2665	2758	2861	3018	Technician	2331		2497	2627
Microfilm Operator II 2082 2144 2212	Administrative Services Worker			1829	1881	1931	2018	Microfilm Operator I	1939		2057	2161
2665 2758 2861 3018 Microfilm Operator III 2246 2316 2394 2931 3042 3157 3337 Office Aide 1829 1881 1931 2082 2144 2212 2322 Office Assistant 2082 2144 2212 2331 2416 2497 2627 Office Clerk 2246 2316 2394 2431 2516 2604 2746 Office Clerk 1939 2004 2057 2331 2416 2497 2627 Photographer II 2539 2633 2431 2416 2497 78 2497 2627 Photographer II 2931 2433 2431 2416 2331 2416 2497 2627 Photographer II 2931 33042 3157	Trainee				1			Operator	2082		2212	2322
2931 3042 3157 3337 Office Aide 2082 2144 2212 2322 Office Assistant 2082 2144 2212 2322 Office Assistant 2331 2416 2497 2627 Office Clerk 2431 2516 2604 2746 Office Coordinator 2331 2416 2497 2627 Office Coordinator TR 2331 2416 2497 2627 Photographer II 2331 2416 2497 2627 Photographer II 2336 3302 3367 S521 S62 3877 Photographer III 2336 3302 3368 3302	Aircraft Dispatcher			2665	2758	2861	3018		2246		2394	2519
2082 2144 2212 2322 0ffice Assistant 2082 2144 2212 2322 0ffice Associate 2331 2416 2497 2627 0ffice Associate 2431 2516 2604 2746 0ffice Clerk 2431 2516 2604 2746 0ffice Coordinator 2331 2416 2497 2627 0ffice Coordinator 2331 2416 2497 2627 Photographer I 2331 2416 2497 2637 2637 2637 2637 2637 2637 2637 263	Aircraft Lead Dispatcher			2933	3042	3157	3337	Office Aide	1829		1931	2018
2331 2416 2497 2627 Office Associate 2431 2416 2394 2314 245 2316 2394 2004 2057 2431 2516 2604 2746 Office Clerk 2331 2416 2497 2627 Office Coordinator 2331 2416 2497 2627 Office Coordinator 2331 2416 2497 2627 Photographer II 2331 2416 2497 2627 Photographer II 2331 2416 2497 2627 Photographer II 2331 2416 2497 2627 2627 Photographer II 2331 2416 2497 2627 2627 Photographer II 2331 2416 2497 2627 2627 2627 2627 2627 2627 2627 26	Audio Visual Technician I			2082	2144	2212	2322	Office Assistant	2082		2212	2322
2431 2516 2604 2746 Office Clerk 2331 2416 2497 2627 Office Coordinator TR Pottographer I 2531 2416 2497 2331 2416 2497 2627 Photographer II 3062 3186 3302	Audio Visual Technician II			2331	2416	2497	2627	Office Associate	2246		2394	2519
2331 2416 2497 2627 Office Coordinator 2331 2416 2497 2627 Photographer I 2539 2633 2719 2331 2416 2497 2627 Photographer II 2931 3042 3157 Photographer II 3386 3302 3386 3302	Buyer Accietant			2431	2516	2604	2746	Office Clerk	1939		2057	2161
TR 2331 2416 2497 2627 Photographer II 2931 3042 3157 2519 2633 2719 2719 2719 2719 2719 2719 2719 2719	Check Issuance Machine Operator			2331	2416	2497	2627	Office Coordinator	2331		2497	2627
2331 2416 2497 2627 Photographer II 2931 3042 3157 2521 362 386 3302	Clerical Trainee			TR					2539		2719	2870
3062 3186 3302	Communication Dispatcher			2331	2416	2497	2627		2931	3042	3157	3337
	Communication Equipment Technician	_		3386	3521	3662	3877	Photographer III	3062	3186	3302	3496



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NOTICE OF PEREMPTORY AMENDMENTS

2633 2719 2	2931 3042 3157 3337	062 3186 330	2	1937 1990 2051 2153	2068 2129 2195 2299	2246 2316 2394 2519	2331 2416 2497	I 2157 2225 2298 241	cor II 2331 2416 2497 2627	I 2012 2069 2129 223	II 2331 2416 2497 262	an III 2539 2633 2719 287	2665 2758 2861 301	505 2635 2684 282	60	3157 33	22	012 2069 2129 223	157 2225 2298 241	3062 3186 3302 349	3386 3521 3662 387		2665 2758 2861 3018	er 2787 2890 2999 316	3042 3157	2 3186 3302	00		2931 3042 3157 3337	49		3186 3302	1 2516 2604	3 2633 2719	(2)	6448 6698 6	C C C 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
Technician		Photographic Technician III	Procurement Representative	& Supply	Property & Supply Clerk II	Property & Supply Clerk III	Property Tax Examiner	Rehabilitation Case Coordinator	Rehabilitation Case Coordinator	Service	Reproduction Service Technician	echnici		Storekeeper I	Storekeeper II	Storekeeper III	Stores Clerk	Switchboard Operator I	Switchboard Operator II	Telecommunications Field Advisor	Telecommunications Field Advisor	Lead Worker	Telecommunicator	-Command Cent	Call T	Lead Call	Telecommunicator Lead	Specialist	elecommunicator		Tolocommunicator conter		Telecommunicator Trainee		Veterans Service Officer	Associate	

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

Section 310.TABLE O RC-028 (Paraprofessional Human Services Employees, APSCAME)

1997		2 3	2207 2294	180			1747 1809			2148 2228		2148 2228		244	1966 2037		2240 2336	2240 2336	2586 2704		244		222	1882 1955	174		1814 1879	m	1814 1879		2148 2228		2350 2449		1966 2037		1966 2037		1689 1744		2200
July 1, 1		ı	2118	1689		1884	1689	1884		2060		2060		2254	1884		2150	2150	2472	3215	2254		2060	1814	1634		1747	2060	1747		2060		2254		1889		1884		1634		1014
	EI S	ď	2056	9		1829	1640	1829		2000		2000		2188	1829		2087	2087	2400	3121	2188		2000	1761	1586		1696	0	1696		2000		2188		1829		1829		1586		
Effective	S	1b	1996	59		1776	1592	1776		1942		1942		2124	1776		2026	2026	2330	3030	2124		1942	1710	1540		1647	1942	1647		1942		2124		1776		1776		1540		
		1c 3/	1938	54		1724	1546	1724		1885		1885		2062	1724		1967	1967	2262	2942	2062		1885	1660	1495		1599	1885	1599		1885		2062		1724		1724		1495		
			Apparel Dry Goods	istant Rei	Officer	Child Development Aide III	Clinical Laboratory Associate	Clinical Laboratory	Technician I	Clinical Laboratory	Technician I	Clinical Laboratory	Technician II	Compliance Officer	Conservation Resource	Technician I	Conservation Resource		Supervisor	Investigator		Administrative Specialist			Processing	Trainee	Dental Assistant	Dental Hygienist	Electroencephalograph	Technician	Environmental Equipment	Operator I	Environmental Equipment	Operator II	Environmental Protection	Technician I	Environmental Protection	Technician II	Hearing & Speech	Technician I	

AMENDMENTS
PEREMPTORY
OF
NOTICE

	1955	2336	2449	1628	1879	10.73		1632	2037		2228	2336	2015	2121	1955	2124	2228		2124	1879	1744	1879	2124		2228		2336	1955		2124		2449	2037	2228	2124		2124		2228		2336		2124	2228	2228	
	1882	2240	2350	1578	1814	10,39		1582	1966		2148	2240	1936	2045	1882	2049	2148		2049	1814	1689	1814	2049		2148		2240	1882		2049		2350	1966	2148	2049		2049		2148		2240		2049	2148	2148	
	1814	2150	2254	1529	1747	10.06		1529	1884		2060	2150	1867	1958	1814	1961	2060		1961	1747	1634	1747	1967		2060		2150	1814		1961		2254	1884	2060	1961		1961		2060		2150		1961	2060	2060	
	1761	2087	2188	1484	1696	9.16		1484	1829		2000	2087	1813	1901	1761	1910	2000		1910	1696	1586	1696	1910		2000		2087	1761		1910		2188	1829	2000	1910		1910		2000		2087		1910	2000	2000	
	1710	2026	2124	1441	1647	9.48		1441	1776		1942	2026	1760	1846	1710	1854	1942		1854	1647	1540	1647	1854		1942		2026	1710		1854		2124	1776	1942	1854		1854		1942		2026		1854	1942	1942	
	1660	1967	2062	1399	1599	9.20		1399	1724		1885	1961	1709	1792	1660	1800	1885		1800	1599	1495	1599	1800		1885		1961	1660		1800		2062	1724	1885	1800		1800		1885		1961		1800	1885	1885	
Technician II	Historic Site Interpreter	Historic Site Lead I	Historic Site Lead II	Housekeeper II	Inhalation Therapist	Intermittent Unemployment	Insurance Technician	Laboratory Assistant	Laboratory Associate I	Laboratory Associate II		Legal Research Assistant	Licensed Practical Nurse I	Licensed Practical Nurse II	Medical Records Assistant	Medical Records Technician	Office Administrative	Specialist	Office Specialist	Pharmacist Lead Technician	Pharmacist Technician	Public Aid Eligibility Assistant	Radiologic Technologist	Radiologic Technologist		Program Coordinator	Ranger	Rehabilitation Counselor	Aide I	Rehabilitation Counselor	Aide II	Senior Ranger	Site Technician I	Site Technician II	Social Service Community	Planner	State Police Crime Information	Evaluator	State Police Evidence	Technician I	State Police Evidence	Technician II	Statistical Research Technician	Veterans Service Officer	Vocational Instructor	

TEPS (cont.)

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SERVICES
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NOTICE OF PEREMPTORY AMENDMENTS

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2405	2293	2293	2405	2522	2293	2405	2405	ula wi]
2321	2211	2211	2321	2431	2211	2321	2321	formu
								NOTE: Employees subject to the alternative pension formula will rates that are 3% higher than those stated shows

Full-time employees who are receiving the flat-rate pension formula will receive a one-time lump sum payment of \$565.

Effective April 1, 1998

3 2449	2919		m		2363	1863	2098	1863	2098	2295	2522	2098		2406		2406	2785	3649	2522
2350	2759		2	1	2273	1799	2025	1799	2025	2212	2421	2025		2307		2307	2664	3481	2421
2254	(cont.) 5 2656		1		2817	1740	1941	1740	1941	2122	2322	1941		2215		2215	2546	3311	2322
E P S	E P S 4 2 2 5 5 9	E C	ו מ מ ט	1	8117	1689	1884	1689	1884	2060	2254	1884		2150		2150	2472	3215	2254
S T 1b 2124	S	9	1 P T	1	2020	1640	1829	1640	1829	2000	2188	1829		2087		2087	2400	3121	2188
1 <u>c</u> 2062		Effective July	lc		1996	1592	1776	1592	1776	1942	2124	1776		2026		2026	2330	3030	2124
Veterans Service Officer	Veterans Service Officer	BÍÍ		Apparel Dry Goods	Application III	Assistant Reimbursement Officer	Child Development Aide III	Clinical Laboratory Associate	Clinical Laboratory Technician I	Clinical Laboratory	Compliance Officer	Conservation Resource	Technician I	Conservation Resource	Technician II	Construction Supervisor I	Construction Supervisor II	Crime Scene Investigator	Data Processing

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DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

Processing Technician 1710 1761 1814 1868 1938 Processing Technician 1540 1566 1634 1683 1740 111 Hygienist 1540 1566 1634 1683 1740 111 Hygienist 1540 1566 1747 1799 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1868 1740 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1814 1760 1761 1761 1814 1760 1761 1761 1814 1760 1761 1761 1814 1760 1761 1761 1814 1760 1761 1761 1814 1760 1761 1761 1761 1761 1761 1761 1761	Data Drocessing Specialist	1942	2000	2060	2122	2212	2295
Trainee care Accessing Technician 1570 186 1674 1683 1740 1841 Assistant 1647 1696 1747 1799 1868 1841 1841 1841 1841 1841 1841 1841	Drocosing	0121	2 6	9 0	2222	100	2010
Trainee trail Assistant trail Hydienist trail Hydienist trail Hydienist trail Hydienist trail Hydienist tectroenceptalograph tectroenceptalograph tectroenceptalograph tectroenceptal Equipment trail Hydienist trail Hy	Processing	1540	0 0	7 0	1 6 0 0	3 6	707
1647 1696 1747 1799 1868	FIOCESSING TECHNIC	î" O	0	2	0	1"	n
1942 2000 2060 2122 212	Dental Assistant	64	69	74	79	98	9
Pectroencephalograph	Dental Hygienist	9	00	2060	2122	2212	0
Perchician	Electroencephalograph	9	69	1747	1799	1868	1935
1942 2000 2060 2122 2212	Technician						
Paperator I		94	00	90	2122	2212	2
Vironmental Equipment 2124 2188 2254 2322 2421 Deperator I							
Perator II Vironmental Protection In 1776 1826 1634 1683 1740 Vironmental Protection In 1770 1761 1814 1868 1938 Storic Site Lead II Vironmental II Viron III Viron III 1761 1814 1868 1938 Storic Site Lead II Viron III 1761 1814 1868 1938 Viron III 1761 1814 1869 1868 Viron III 1761 1814 1868 1938 Viron III 1761 1868 1838 Viron III 1761 1868 1938 Viron III 1761 1868 1838 Viron III 1761 1868 1868 Viron III 1761 1868 1838 Viron III 1761 1868 1868 Viron III 1761 1868 Viron III 1761 1868 Viron III 176		12	18	25	32	42	2522
Vironmental Protection							
March Marc		64	69	74	1799	86	1935
The commental Protection	\vdash						
Pechnician II		17	82	88	1941	02	2098
Maring & Speech 1540 1586 1634 1683 1740 Rechnician I	Technician II						
Pechnician I		5	58	63	1683	74	1796
## Storic Site Interpreter	Technician I						
Storic Site Interpreter		71	16	81	1868	93	2014
storic Site Interpreter 1710 1761 1814 1868 1938 storic Site Lead I 2026 2087 2150 2215 2307 2150 storic Site Lead II 2124 2188 2254 2322 2421 usekeeper II 1441 1844 1529 1575 1625 1625 halation Therapist 647 1696 1747 1799 1868 termittent Unemployment 9.48 9.76 10.06 10.36 10.71 Insurance Technician 1441 1484 1529 1575 1628 boratory Associate I 1776 1829 1874 1941 2025 boratory Associate II 2026 2087 2150 2122 2122 2122 2121 1776 1818 1844 1941 2025 2000 2060 2122 2122 2122 2121 1776 1818 1867 1923 1994 censed Practical Nurse I 1760 1813 1867 1923 1994 censed Practical Nurse II 1864 1910 1967 2026 2110 1942 2000 2060 2122 2212 2122 2122 2122 212	Technician II						
2026 2087 2150 2215 2307 2124 2188 2254 2222 2421 1441 1484 1529 1575 1625 1647 1696 1747 1799 1868 t 9.48 9.76 10.06 10.36 10.71 1441 1484 1529 1575 1628 1776 1829 1884 1941 2025 1942 2000 2060 2122 2212 2026 2087 2126 2212 an 1854 1910 1957 2026 2110 an 1647 1696 1747 1799 1868 1854 1910 1967 2026 2110 2026 2007 2060 2122 2212 an 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 2026 2087 2122 2212 2026 2087 2150 2212 2026 2087 2150 2215 2307 1710 1761 1868 1938	storic Site	71	16	1814	98	93	01
t 1841 1484 1529 1575 1625 1647 1647 1696 1747 1799 1868 1776 10.06 10.36 10.71 1776 1829 1868 1776 1829 1875 1628 1776 1829 1884 1941 2025 1942 2000 2060 2122 2212 2026 2100 1913 1868 1938 2014 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1957 2026 2110 1957 2026 2110 1957 2026 2110 1957 2020 2020 2020 2020 2020 2020 2020 20	Site	02	m	2150	2215	2307	2406
t 1441 1484 1529 1575 1625 1647 1647 1696 1747 1799 1868 1647 1799 1868 1747 1799 1868 1747 1799 1868 1776 1829 1884 1941 2025 1942 2000 2060 2122 2212 2026 2087 2150 2215 2307 1710 1846 1901 1958 2017 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1854 1910 1967 2026 2110 1942 2000 2060 2122 2212 2022 2012 2000 2060 2022 2012 201	Site Lead I	2124	m	2254	2322	42	2522
t 9.48 9.76 10.06 10.36 10.71 11. 1441 1484 15.29 15.75 16.28 16.8 19.3 17.6 18.2 19.3 17.6 18.2 19.3 17.6 18.2 18.8 19.4 19.4 15.2 19.2 15.5 20.9 19.4 19.4 15.2 19.2 19.2 20.0 20.0 20.0 20.0 20.0 20.0 20.0 2	Housekeeper II	44	48	1529	1575	1625	1677
t 9.48 9.76 10.06 10.36 10.71 11. 1441 1484 1529 1575 1628 168 1776 1829 1884 1941 2025 209 1942 2000 2060 2122 212 229 2026 2087 2150 2215 2307 240 II 1760 1813 1867 1923 1994 207 an 1846 1901 1958 2017 2106 218 an 1942 2000 2060 2122 2112 229 an 1647 1910 1967 2026 2110 218 an 1647 1696 1747 1799 1868 1933 ssistant 1647 1696 1747 1799 1868 193 2026 2087 2150 2212 229 2026 2087 2150 2212 229 1942 2000 2060 2122 2212 229 1942 2000 2060 2122 2212 229 1942 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229	nhalation Therapist	64	69	1747	1799	86	1935
I 1441 1484 1529 1575 1628 1688 1776 1829 1884 1941 2025 2099 1942 2026 2026 2122 2212 2213 2299 1576 1814 1814 1814 1814 1814 1814 1814 181	ntermittent Unemployment	4	.7	0.0	0.3	0.7	11.05
I 1441 1484 1529 1575 1628 168 1776 1829 1884 1941 2025 209 1874 1941 2025 209 1874 1941 2025 209 1874 1941 2025 209 2026 2027 2122 2212 229 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225 225	Insurance Technician						
I776 1829 1884 1941 2025 209 1942 2000 2060 2122 2215 229 2026 2087 2150 2215 2297 II 1760 1813 1867 1923 1994 207 t 1710 1761 1814 1868 1938 2018 an 1854 1910 1967 2026 2110 218 an 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 2026 2087 2150 2215 229 2026 2087 2150 2215 229 2016 2027 2020 2020 2020 2020 2010 208		44	48	52	57	62	00
I 1942 2000 2060 2122 2212 229 220 2026 2087 2150 2215 2397 240 207 2150 2215 2397 240 207 2150 2215 2397 240 207 2150 2215 2397 240 207 2150 2150 2150 2150 2150 2150 2150 2150	Associate	1776	82	88	1941	02	9
I 1760 1813 1867 1923 2307 240 II 1866 1901 1958 2017 2106 218 t	boratory Associate	9	00	90	2122	21	2295
I 1760 1813 1867 1923 1994 207 II 1846 1901 1958 2017 2106 218 t 1710 1761 1814 1868 1938 2018 an 1854 1910 1967 2026 2110 218 an 1647 1696 1747 1799 1868 1933 ssistant 1647 1696 1747 1799 1868 193 ssistant 2026 2087 2150 216 218 2026 2087 2150 216 218 1740 1961 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 2026 2087 2150 2215 220	egal Research Assistant	0	0.8	15	2215	30	2406
II 1846 1901 1958 2017 2106 218 t 1710 1761 1814 1868 1938 2011 an 1854 1910 1967 2026 2110 218 an 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 ssistant 2000 2060 2122 2212 229 1954 1910 1967 2026 2110 218 ssistant 1647 1696 1747 1799 1868 193 ssistant 2000 2000 2000 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201	Nurse	16	81	86	1923	66	2075
t 1710 1761 1814 1868 1938 201 an 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 an 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 2026 2087 2150 2212 229 2026 2087 2150 2215 2207 240 1710 1761 1814 1868 1938 201	Nurse	84	90	95	2017	10	2185
an 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 an 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 2026 2087 2150 2215 229 1710 1761 1814 1868 1938 201.	fedical Records Assistant	71	9 /	81	1868	93	2014
1942 2000 2060 2122 2212 229 an 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 1854 1910 1967 2026 2110 218 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201.	Records	85	91	96	02	11	2188
an 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 1540 1586 1634 1683 1740 179 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201	Office Administrative	94	00	90	12	21	2295
an 1654 1910 1967 2026 2110 218 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1747 1799 1868 193 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201.	Specialist						
an 1647 1696 1747 1799 1868 193 ssistant 1647 1696 1634 1683 1740 179 ssistant 1647 1696 1747 1799 1868 193 1854 1910 1967 2026 2110 218 2026 2087 2150 2215 229 2016 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201	Office Specialist	85	91	96	2026	11	2188
1540 1586 1634 1683 1740 179 ssistant 1647 1696 1747 1799 1868 193 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201		64	69	74	1799	1868	1935
ssistant 1647 1696 1747 1799 1868 193 1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201		54	58	m	1683	1740	0
1854 1910 1967 2026 2110 218 1942 2000 2060 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201	Eligibility	64	69	4	1799	1868	m
1942 2000 2060 2122 2212 229 2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201		85	91	96	02	2110	2188
2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201		94	00	90	12	21	9
2026 2087 2150 2215 2307 240 1710 1761 1814 1868 1938 201	ram						
1710 1761 1814 1868 1938 201	langer	0	08	LO.	\vdash	30	40
	Rehabilitation Counselor	71	76	0	4	0	ċ

NOTICE OF PEREMPTORY AMENDMENTS

	Environmental Equipment	Operator I Project	Operator II	Driving Drotostica	ENVIOUMENTAL FLORECTION	Environmental Protection	Technician II	Hearing & Speech Hechnician T	Hearing & Speech		Historic Site Interpreter	T		Housekeener II	TICUSON COUNTY TO THE TEXT OF	Inhalation Therapist Intermittent Themployment	TITLE THIS CONTENT ON THE PROPERTY OF THE PROP	Insurance Technician	Laboratory Assistant	Laboratory Associate I	Laboratory Associate II	Logal Research Assistant	T. agrachical Nara	The contract of the contract o	Missen Flactical Nuise II	Medical Records Assistant	Medical Records Technician	Orlice Administrative	Office Granialist	Dharmaniot I and Booksinian	Dhaymaniat Books, and	Dublic Bid Blicibility Assistant
	2188		2522	2098	2295	2188	2188		2295		2406		2188	2522	2295	2295			7			68/7	2165		2466	2165	2466		2715		3007	2466
	2110		2421	2025	2212	2110	2110		2212		2307		2110	2421	5575	2212			9)		7636	2022		2336	2055	2336		2572		2842	2336
	2026		2322	1941	2122	2026	2026		2122		2215		2026	2322	5755	2122		(cont.)	4)	L	2550	1989		2255	1989	2255		2477		2736	2255
ENTS	1961		2254	1884	2060	1961	1967		2060		2150		1961	2254	2060	2060		E G	4			2460	1926		2178	1926	2178		2391		2636	2178
HILLIANDIA.	1910		2188	1829	2000	1910	1910		2000		2087		1910	2188	2000	2000		E														
NOTICE OF PEREMPTORI AMENDMENTS	1854		2124	1776	1942	1854	1854		1942		2026		1854	2124	1945	1942																
NOTICE OF	Rehabilitation Counselor	Aide II	Senior Ranger	Site Technician I	Site Technician II	Social Service Community	Planner State Police Crime Information	Evaluator	State Police Evidence	Technician I	State Police Evidence	Technician II	Statistical Research Technician	Veterans Service Officer		Vocational Instructor					Apparel Dry Goods	Specialist III	Assistant Reimbursement	Officer	Child Development Aide III	Clinical Laboratory Associate	Clinical Laboratory	Technician I	Clinical Laboratory	Technician II	Compliance Officer	Conservation Resource

12.79

11.79

11.43

2851 3007 1923

2598

2698 2842 1829 2144 12.17

2504 2636 1726 2009

2466 2715 2715 2851 2431 2595 2356 2356 2715 2258 2078 2258 2579 2715 2336 2572 2698 2307 2438 2238 2242 2572 2144 1978 2144 2442 2572 2336 2572 2442 2235 2354 2362 2477 2391 2504 2504 2151 2270 2277 2277 2009 1858 2009 2277 2391 2178 2391 2277 Public Aid Eligibility Assistant State Police Crime Information Pharmacist Lead Technician Rehabilitation Counselor Rehabilitation Counselor Social Service Community Radiologic Technologist Radiologic Technologist Pharmacist Technician Program Coordinator Site Technician II Site Technician I Senior Ranger Evaluator Planner Aide II Aide I Ranger

2902 3819 2636

2356 2078

2238 1978

2086 1858

Administrative Specialist Data Processing Specialist Data Processing Technician Data Processing Technician

Data Processing

Construction Supervisor II Construction Supervisor I Crime Scene Investigator

Conservation Resource Conservation Resource Compliance Officer

Technician II Technician I

2715 2258

2572 2144

2391 2009

Electroencephalograph

Technician

Dental Assistant Dental Hygienist

Trainee

 The chicago were

DEPARTMENT OF CENTRAL MANAGEMENT SER NOTICE OF PEREMPTORY AMENDMENTS State Police Evidence Technician I State Police Evidence Technician II Statistical Research Technician Otterans Service Officer Vocational Instructor NOTE: Employees subject to the alternative pension for rates that are 3% higher than those stated above. Effective July 1, 1999	l managem Ptory ame	MANAGEMENT SERVICES	0 15		9	TO TO THE TRANSPORTED TO THE TRA	CENTRAL MANAGEMENT	PACEMEN	CEDUATO
State Police Evidence Technician I State Police Evidence Technician I State Police Evidence Technician II Statistical Research Technician Veterans Service Officer Vocational Instructor NOTE: Employees subject to the alternat rates that are 3% higher than thos	l managem Ptory amei	ENT SERV	CEC			TO TO THE PROPERTY OF THE PARTY	INTRAL MAN	LACEMENT	
State Police Evidence Technician I State Police Evidence Technician II Statistical Research Technician Veterans Service Officer Vocational Instructor NOTE: Employees subject to the alternat rates that are 3% higher than thos	PTORY AME					DEPARTMENT OF CE			
State Police Evidence Technician I State Police Evidence Technician II Statistical Research Technician Veterans Service Officer Vocational Instructor NOTE: Employees subject to the alternat rates that are 3% higher than thos		NDMENTS				NOTICE OF PEREMPTORY AMENDMENTS	EREMPTORY	AMENDA	ENTS
State Police Evidence Technician II Statistical Research Technician Veterans Service Officer Vocational Instructor NOTE: Employees subject to the alternat rates that are 3% higher than thos		2391	2477	2572	2715	Environmental Protection Technician I	1696	1747	1799
Statistical Research Technician Veterans Service Officer Vocational Instructor NOTE: Employees subject to the alternat rates that are 3% higher than thos		2504	2598	2698	2851	Environmental Protection Technician II	1829	1884	1941
Vocational Instructor NOTE: Employees subject to the alternat rates that are 3% higher than thos		2277	2362	2442	2579	Hearing & Speech Technician I	1586	1634	1683
Vocational instructor NOTE: Employees subject to the alternat rates that are 3% higher than thos Effective J		£963	5477	2572	2715	Hearing & Speech	1761	1814	1868
NOTE: Employees subject to the alternat rates that are 3% higher than thos Effective J		2391	2477	2572	2715	Historic Site Interpreter	1761	1814	1868
rates that are 3% nigner than thos Effective J	ive pension	on formula	ıla will	pe	paid at	Historic Site Lead I	2087	2150	2215
Effective J	e stated above.	above.				per II	1484	1529	1575
	uly 1, 1999	66				Inhalation Therapist	1696	1747	1799
	ū	6 6 8				Intermittent Unemployment Insurance Technician	9.76	10.06	10.36
10	15	1 4	1	2		Laboratory Assistant	1484	1529	1575
Apparel Dry Goods						Laboratory Associate I	1829	1884	1941
			2247	2341	2434	Laboratory Associate II	2000	2060	2122
Officer	TP40 TP83	1/40	76/1	1853	1919	Licensed Practical Nurse I	1813	1867	1923
	1829 1884		1999	2086	2161		1901	1958	2017
Clinical Laboratory Associate 1640		9 1740	1792	1853	1919	Records	1761	1814	1868
Clinical Laboratory 1829	188	4 1941	1999	2086	2161	Medical Records Technician	1910	1967	2026
Clinical Laboratory 2000	00 2060	2122	2186	2778	2364	Specialist	0	000	7
			0	0/77	* 000	Office Specialist	1910	1961	2026
Compliance Officer 2188	88 2254	1 2322	2392	2494	2598		1696	1747	1799
Conservation Resource 1829	29 1884	1 1941	1999	2086	2161		1586	1634	1683
Consormation December 2007						Public Aid Eligibility Assistant Radiologic Mechanicat	0601	1967	2026
	0617 /0	CT77	1977	73/6	24/8		2000	2060	2122
н			2281	2376	2478	Program Coordinator	1		
II			2622	2744	2869	Ranger	2087	2150	2215
Crime Scene Investigator 3121 Data Processing 2188	21 3215 88 2254	3311	3410	3585	3758	Renabilitation Counselor Aide I	10/1	TOT	TODO
e Specialist		1	1			Rehabilitation Counselor	1910	1961	2026
Processing Specialist			2186	2278	2364	Aide II			
			1924	1996	2074	Senior Ranger	2188	2254	2322
Data Processing Technician 1586	86 1634	1 1683	1733	1792	1850	Site Technician I	1829	1884	1941
Dental Assistant	7777		1853	1924	1003	1 Service O	1910	1967	2026
		2122	2186	2278	2364	Planner			
Electroencephalograph 1696			1853	1924	1993	State Police Crime Information	1910	1961	2026
Environmental Equipment 2000	00 2060	2122	2186	2278	2364	State Police Evidence	2000	2060	2122
							0000	0310	3166
Environmental Equipment 2188 Operator II	88 2254	1 2322	2392	2494	2598	State Folice Evidence Technician II	7007	2 T 2 O	CT77

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SERVICES

2478 2598 1727 1993

2376 2494 1674 1924 11.03

2281 2392 1622 1853

2161 2364 2478 2137 2251 2074 2254 2364

2086 2278 2376 2054 2169 1996 2173

1999 2186 2281 1981 2078 1924 2087 2186

1993 1850 1993 2254 2364

1924 1792 1924 2173 2278

1853 1733 1853 2087 2186

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2161 2364 2254

2086 2278 2173

1999 2186 2087

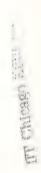
NOTICE OF PEREMPTORY AMENDMENTS

Statistical Research Technician Veterans Service Officer Vocational Instructor Specialist III Assistant Reimbursement Officer Chinical Laboratory Associate Clinical Laboratory Technician I Compliance Officer Conservation Resource Technician I Conservation Supervisor I Conservation Secondist Dental Processing Technician Data Processing Technician Trainee Dental Assistant Dental Assistant Dental Assistant Dental Assistant Dental Assistant Trainee Dental Processing Technician Trainee Technician I Environmental Equipment Operator II Environmental Protection Technician I Hearing & Speech Technician I Hearing & Speech Technician II Hearing & Speech

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

e stated above.	Maximum Security Institutions Schedule
rates that are 3% higher than those stated above	n Security Inst.
are 3% n.	Maximur
rates that	



III	ILLINOIS REGISTER	TER				7357	ILLIN	ILLINOIS REGISTER	TER	
							5	T & CHILL		
DEPARTMENT OF CENTRAL		MANAGEMENT	T SERVICES	CES			DEPARTMENT OF CE	CENTRAL MANAGEMENT	AGEMENT	SERVICE
NOTICE OF	NOTICE OF PEREMPTORY AMENDMENTS	AMEND	MENTS				NOTICE OF P	PEREMPTORY	AMENDMENTS	ENTS
Effec	Effective July 1	1, 1999					Inhalation Therapist	1851	1904	1960
		E-	E D				Intermittent Unemployment Insurance Technician	10.68	10.98	11.30
	10		4 리 [~	2	3		1626	1674	1722
Apparel Dry Goods							Laboratory Associate I	1992	2051	2110
Specialist III	2233	2299	2366	3	2535	2634	Laboratory Associate II	2173	2237	2303
Assistant Reimbursement	1791	1844	1897	1953	2018	2088	Legal Research Assistant	1975	2333	2401
Officer	000		0.1.0		3366	7777		2068	2022	2022
Child Development Aide III	1992	2051 1844	1897	1953	2018	2088		1920	1976	2033
Clinical Laboratory Associate	1992	2051	2110	2172	2265	2344		2078	2138	2201
Technician I							Office Administrative	2173	2237	2303
Clinical Laboratory	2173	2237	2303	2371	2468	2560	Specialist			
Technician II							Office Specialist	2078	2138	2201
Compliance Officer	2373	2443	2515	2589	2698	2808		1851	1904	1960
Conservation Resource	1992	2051	2110	2172	2265	2344	Pharmacist Technician	1735	1785	1836
Technician I								1851	1904	1960
Conservation Resource	2266	2333	2401	2471	2572	2680	Radiologic Technologist	2173	22.38	7777
Technician II	2200	2223	2401	2471	2572	2680	Program Coordinator	C / T 7	777	200
Constituction Supervisor II	2598	2674	2752	2834	2962	3095	Ranger	2266	2333	2401
Crime Scene Investigator	3363	3462	3564	3669	3855	4039	Rehabilitation Counselor	1920	1976	2033
Data Processing	2373	2443	2515	2589	2698	2808	Aide I			
Administrative Specialist							Rehabilitation Counselore	2078	2138	2201
Data Processing Specialist	2173	2237	2303	2371	2468	2560	Aide II			
Data Processing Technician	1920	1976	2033	2093	2169	2252	Senior Ranger	2373	2443	2515
Data Processing Technician	1735	1785	1836	1890	1953	2015	Technician	1992	2051	2110
Trainee							Site Technician II	2173	2237	2303
Dental Assistant	1851	1904	1960	2018	2093	2166	Social Service Community	2078	2138	2201
Dental Hygienist	2173	2237	2303	2371	2468	2560	1	0	00.10	.00
Electroencephalograph	1851	1904	1960	2018	2093	2166	State Police Crime Information	8/07	7 T 3 B	T077
Technician	200	7566	2303	1756	2169	2560	State Dolice Evidence	2173	2237	2303
Oberator I	6177		200	1 100	0					
Environmental Equipment	2373	2443	2515	2589	2698	2808	State Police Evidence	2266	2333	2401
Operator II							Technician II			
Environmental Protection	1851	1904	1960	2018	2093	2166	Statistical Research Technician	2078	2138	2201
Technician I							Veterans Service Officer	2373	2443	2515
Environmental Protection	1992	2051	2110	2172	2265	2344		2173	2237	5903
Technician II							Vocational Instructor	2173	2237	2303
Hearing & Speech	1735	1785	1836	1890	1953	2015			E	Ç.
Technician I	000	3001	2002	2002	סארכ	2252			מ	
nearing a operion	0761	D / C T	500	2000	6017	7077	Apparel Dry Goods			2740
Historic Site Interpreter	1920	1976	2033	2093	2169	2252	Specialist III			
Historic Site Lead I	2266	2333		2471	2572	2680	Assistant Reimbursement			2157
Historic Site Lead II	2373	2443	2515	2589	2698	2808				
Housekeeper II	1626	1674		1773	1827	1884	Child Development Aide III			2431

TENT SERVICES

2344 2560 2680 2319 2440 2252 2443 2560

2265 2468 2572 2231 2353 2169 2357 2468

2172 2371 2471 2153 2256 2093 2266 2371

2166 2015 2166 2443 2560

2093 1953 2093 2357 2468

2018 1890 2018 2266 2371

2344 2560 2443

2265 2468 2357

2172 2371 2266

 2808 2560 2560

2698 2468 2468

2589 2371 2371

3095

2931

(cont.) 5 2839

SERVICES	
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DEPARTMENT	

NOTICE OF PEREMPTORY AMENDMENTS	
OF PEREMPTORY	AMENDMENTS
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	NOTIC

2519 2322 2519 2870 3018

2746 3018 2870

2416 2497	2633	2758 2861	,	2633	2316	2177 447	2523	2758	2007	0000	2620	0147	2633 2719		3042 3157	2516	2758 2861	2633 2719		2633 2719		2758 2861		2890 2999		2633	3042 315/	2758	0077	Constant of the																
2331	2539	2665		2539	0427	2082	0000	2665		7070	1812	7331	2539		2931	2431	2665	2539		2539		2665		2787	0000	2539	1867	5992	7007	at 22 Ill. Reg.																
Medical Records Assistant	Medical Records Technician	Office Administrative	Specialist	Office Specialist	Pharmacist Lead Technician	Pharmacist Technician Dublic and Eligibility Assistant	madiologic morkeologict	Radiologic recomplogist	Description of the control of the co	Program Coordinator	nahiyet	Nenabilitation Counselor	Rehabilitation Counselor	Aide II	Senior Ranger	Site Technician I	Site Technician II	Social Service Community	Planner	State Police Crime Information	Evaluator	State Police Evidence	Technician I	State Police Evidence	Technician II	Statistical Research Technician	Veterans Service Ufficer	Worstions] Instructor	Vocational instructor	(Source: Peremptory amendment at 22	April 10, 1998)															
2417	2746		3018		333/	740	2162	/070	23167	310/	0000	3337		3018	2627	2322		2519	3018	2519		3018		3337		2519	3776	740	2322	1	2627		2627	3167	3337	2153	2519	14.29		2153	2746	3018	3167	2708	2887	
2298 2			2861 3		7070		2000		2000					2861 3						2394 2		2861 3		3157 3		2394 2	2 4030		2212		2497 2					2051 2	2394 2	13.61			2604 2	2861 3				
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Clinical Laboratory Associate	Clinical Laboratory	Technician I	Clinical Laboratory	Technician II	Compliance Utilicer	Conservation Resource		Technician II		Construction Supervisor I	Constitution Supervisor II	Crime Scene Investigator	Administrative Specialist	Data Processing Specialist	Data Processing Technician		Trainee	Dental Assistant	Dental Hygienist	Electroencephalograph	Technician	Environmental Equipment	Operator I	Environmental Equipment	Operator II	Environmental Protection	Technician i	morthician II	Hearing & Speech	Technician I	Hearing & Speech	Technician II	Historic Site Interpreter	Historic Site Lead I	Historic Site Lead II	Housekeeper II	Inhalation Therapist	Intermittent Unemployment	Insurance Technician	Laboratory Assistant	Laboratory Associate I	Laboratory Associate II	Legal Research Assistant	Licensed Practical Nurse I	Licensed Practical Nurse II	

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DEPARTMENT OF HUMAN SERVICES

NOTICE OF WITHDRAWAL OF PROPOSED AMENDMENTS

- Heading of the Part: Food Stamps
- Code Citation: 89 Ill. Adm. Code 121 2)
- Proposed Action: Amendment Section Number: 3)
- Date Notice of Proposed Amendments Published in the Illinois Register: 4)

June 20, 1997 at (21 Ill. Reg. 7639)

Reason for the Withdrawal: 2

the standard utility allowance. The standard utility allowance is used in conditioning, or both, separately from their rent or mortgage may claim cooking fuel, electricity, water, etc.). Based on this research, the Departmentof Public Aid occasionally raised the food stamp standar $^{\prime}$ Currently, those food stamp households that are billed for heating or air determining the household's eligibility for food stamps and the level of benefits. Periodically research is done on utility costs (heating ar 1 utility allowance. The Department of Public Aid proposed these amendment to increase the standard utility allowance from \$209 to \$211 per month.

billed for heating or air conditioning. The Department of Human Services standard allowance. The air conditioning/heating standard allowance of \$211 willbe used for those households that are billed for heating or air conditioning, or both. The electricity standard allowance of \$147 will be electricity standard allowance of \$147 per month, the previously-proposed intends to propose amendments to replace the standard utility allowance heating but are billed for electricity. In order to implement the new air conditioning/heating standard allowance of \$211 per month and the The USDA Food and Nutrition Service (FNS) has recently approved the use of those food stamp households that are billed for electricity but are not with the air conditioning/heating standard allowance and the electricity used for those households that are not billed for air conditioning or amendments to increase the standard utility allowance from \$209 to \$211 a second utility standard (i.e., the electricity standard allowance) for are being withdrawn.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF RECODIFICATION

Heading of the Title: Transportation

7

- 92 Ill. Adm. Code 700, 702, 704, 706, 708, 720 and 730 Code Citation: 2)
- Date of Administrative Code Division Review: 3)
- Headings of the Parts Being Recodified: 4)

	Lakes			Flood	stern	tical er	
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Headings	Construction in Floodways of Rivers, and Streams	Construction and Maintenance of Dams	Regulation of Public Waters	Regulation of Construction	i S	Rules Establishing Horizontal and Vertical Clearance for Bridgers Over the Fox River	Allocation of Water from Lake Michigan
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	92 Ill. Adm. Code 700	92 Ill. Adm. Code 702	92 Ill. Adm. Code 704		92 Ill. Adm. Code 708	92 Ill. Adm. Code 720	92 Ill. Adm. Code 730
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Conversion Table of Present and Recodified Parts:

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JOINT COMMITTEE ON ADMINISTRATIVE RULES ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

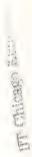
The following sec Administrative Rule and have been sch May 19, 1998 meetin published list ma express their views the Committee at Rules, 700 Stratton

JCAR Meeting	4/21/98	4/21/98	4/21/98	5/19/98	8/19/98	8/19/98	5/19/98	5/19/98
Start of First Notice	5/9/97 21 111 Reg 5721	5/9/97 21 111 Reg 5698	10/3/97 21 I11 Reg 13249	1/2/98 22 Ill Reg 21	1/2/98 22 Ill Reg 93	2/6/98 22 Ill Reg 2752	1/2/98 22 Ill Reg 202	1/23/98 22 Ill Reg 2070
Agency and Rule	Department of Public Health, Mobile Homes and Mobile Home Parks (77 Ill Adm Code 860)	Department of Public Health, Repeal of Mobile Homes and Mobile Home Parks (77 Ill Adm Code 860)	Department of Professional Regulation, Dietetic and Nutrition Services Practice Act (68 Ill Adm Code 1245)	Illinois Criminal Justice Information Authority, Fees For Processing Requests For Conviction Information (20 Ill Adm Code 1570)	Illinois Gaming Board, Riverboat Gambling (86 Ill Adm Code 3000)	Department of Professional Regulation, Illinois Landscape Architecture Act of 1989 (68 Ill Adm Code 1275)	Department of Revenue, Telecommunications Excise Tax (86 Ill Adm Code 495)	Department of Revenue, Retailers' Occupation Tax (86 Ill Adm Code 130)
Second Notice Expires	86/6/5	86/6/9	5/16/98	5/21/98	5/21/98	5/21/98	5/21/98	5/21/98

JOINT COMMITTEE ON ADMINISTRATIVE RULES ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

String and String leads No. 1988 String	ed by ril 7, Committe	the Joint Co 1998 through Apres ee at its April	Committee on April 14, 1998 il 21, 1998 or	5/21/98	Department of Revenue, Retailers' (Occupation Tax (86 Ill Adm Code 130)	2/13/98 22 Ill Reg 3403	5/19/98
Start Star	itings in Springfield. Other items may also be considered. Members ews with respect to a rule should sub at the following address: Joint C ton Bldg., Springfield IL 62706.	not contain of the publi mit written ommittee on Ac	led in this ic wishing to comments to iministrative	5/22/98	of Public Health, and Operation of Laboratories (77 Ill Adm	10/31/97 21 Ill Reg 14166	5/19/98
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And Nutrition Services Practice 1111 Reg and Nutrition Services Practice 1111 Reg 12111 Reg 1211	tment of Public Health, Repeal of e Homes and Mobile Home Parks (77 Adm Code 860)	5/9/97 21 111 Reg 5698	4/21/98	5/23/98	Dartment of Nuclear Safety, Licensing Radon Detection and Mitigation evices (32 Ill Adm Code 422)	2/13/98 22 Ill Reg 3338	5/19/98
Criminal Justice Information 1/2/98 5/19/98 5/27/98 Illinois Student Assistance Commission, 26/98 2/6/98 Viction Information (20 III Adm Code sing Requests 22 III Reg viction Information (20 III Adm Code 300) 22 III Reg Scholarship (DTSS) Program (23 III Adm Code 2764) 22 III Reg Scholarship (DTSS) Program (23 III Adm Code 2780 22 III Reg Scholarship (DTSS) Program (23 III Adm Code 2780 26/98 (86 III Adm Code 300) 22 III Reg Scholarship (DTSS) Program (23 III Adm Code 2720) 26/98 5/19/98 5/27/98 111inois Student Assistance Commission, 26/98 2/6/98 III Adm Code 1275) 22 III Reg Code 1275 22 III Reg Code 2720 22 III Reg Code 2720 2/6/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98 2/27/98	tment of <u>Prof</u> essional Regulation, tic and Nutrition Services Practice (68 Ill Adm Code 1245)	10/3/97 21 Ill Reg 13249	4/21/98	5/27/98	ois Student Assistance Commission, ge Savings Bond Bonus Incentive (BIG) Program (23 Ill Adm Code	2/6/98 22 Ill Reg 2772	5/19/98
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of Revenue, 1/2/98 5/19/98 5/27/98 Illinois Student Assistance Commission, 2/6/98 12 111 Reg 202 Of Revenue, Retailers' 1/23/98 5/19/98 5/27/98 Illinois Student Assistance Commission, 2/6/98 Tax (86 Ill Adm Code 130) 22 Ill Reg 2	tment of Professional Regulation, tois Landscape Architecture Act of (68 Ill Adm Code 1275)	2/6/98 22 Ill Reg 2752	5/19/98	5/27/98	ois Student Assistance Commission, eral Provisions (23 Ill Adm Code	2/6/98 22 Ill Reg 2809	5/19/98
rs' 1/23/98 5/19/98 5/27/98 <u>Illinois Student Assistance Commission</u> , 2/6/98 22 Ill Reg 111inois National Guard (ING) Grant 22 Ill Reg Program (23 Ill Adm Code 2730) 2837	of Excise Tax	1/2/98 22 Ill Reg 202	5/19/98	5/27/98		2/6/98 22 Ill Reg 2832	5/19/98
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ILLINOIS	

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	JOINT COMMITTEE ON ADMINISTRATIVE RULES	RULES	866
5/27/98	Illinois Student Assistance Commission, Illinois Special Education Teacher Tuition Waiver (SETTW) Program (23 Ill Adm Code 2765)	2/6/98 22 Ill Reg 2844	5/19/97
5/27/98	Illinois Student Assistance Commission, Illinois Veteran Grant (IVG) Program (23 Ill Adm Code 2733)	2/6/98 22 Ill Reg 2851	5/19/98
5/27/98	Illinois Student Assistance Commission, Limi- tation, Suspension and Termination (L,S&T) Proceedings (23 Ill Adm Code 2790)	2/6/98 22 Ill Reg 2859	5/19/98
5/27/98	Illinois Student Assistance Commission, Merit Recognition Scholarship (MRS) Program (23 Ill Adm Code 2761)	2/6/98 22 Ill Reg 2871	5/19/98
5/27/98	Illinois Student Assistance Commission, Minority Teachers of Illinois (MTI) Scholar- ship Program (23 Ill Adm Code 2763)	2/6/98 22 Ill Reg 2877	5/19/98
5/27/98	Illinois Student Assistance Commission, Mon- etary Award Program (MAP) (23 Ill Adm Code 2735)	2/6/98 22 Ill Reg 2885	5/19/98
5/27/98	Illinois Student Assistance Commission, Robert C. Byrd Honors Scholarship Program (23 Ill Adm Code 2755)	2/6/98 22 Ill Reg 2899	5/19/98
5/27/98	Illinois Student Assistance Commission, State Scholar Program (23 Ill Adm Code 2760)	2/6/98 22 Ill Reg 2907	5/19/98
5/27/98	Department of Nuclear Safety, Repeal of Reg- istration of Radon Detection and Mitigation Services (32 Ill Adm Code 420)	2/13/98 22 Ill Reg 3393	5/19/98
5/27/98	Property Tax Appeal Board, Practice and Procedure for Hearings Before the Property Tax Appeal Board (86 IIl Adm Code 1910)	2/20/98 22 Ill Reg 3718	5/19/98

ILLINOIS REGISTER

98 7366

PROCLAMATION

DISATER AREA-COLES COUNTY 98-152

of a severe weather system moving across east central Illinois inflicting heavy damage in the City of Mattoon. The tornado and associated A tornado and severe thunderstorms occurring on March 28, 1998, which was straight line winds caused extensive damage to homes, businesses and other properties.

In the interest of responding to the threat imposed to public health and exists within the State of Illinois, and of the Illinois Emergency Management safety as a result of the storm systems, I hereby declare that a disaster Agency Act, 20 ILCS 3305/7(1922).

in disaster response and recovery operations, and to assist volunteer resources in providing reasonable and necessary emergency measures to disaster response This declaration will also provide for the This gubernatorial declaration of disaster will aid the Illinois Emergency assessment of damages and the determination of a need to request supplemental Management Agency in coordinating the state effort to assist local governments of the State. Federal assistance. in any part

Filed by the Secretary of State March 28, 1998. Issued by the Governor March 28, 1998.

ARTS WEEK 98-153

Whereas, the arts in all forms are treasures that bring joy to everyone;

Whereas, our lives are enriched by the art that surrounds us in our everyday environments, the art that is part of our history, and the art of faraway places that we bring home in our hearts and minds; and

Whereas, the arts in Illinois deserve recognition and support so they may continue to flourish in abundant variety; and

Whereas, the Illinois Arts Council and the National Endowment for the Arts are two organizations that play a vital role in bringing the arts to our citizenry; and

of artistic expression must remain unfettered by government interference in its Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim Whereas, central to that partnership is the shared belief that freedom content;

October 4-10, 1998, as ARTS WEEK in Illinois. Issued by the Governor March 26, 1998.

Filed by the Secretary of State April 3, 1998.

CALL BEFORE YOU DIG MONTH

facilities located prior to digging, blasting, boring, or otherwise disturbing wasted, and property destroyed because people fail to have underground Whereas, each year in Illinois, many lives are endangered, money and time the earth's surface; and

Chicago, and Chicago's Digger offer a free service to help the general public Information for Excavators (JULIE), which covers all of Illinois except and professional excavators obtain information on the location of underground Joint services, notification Illinois, cables and mains; and

Whereas, since digging near underground facilities can be hazardous, JULIE Digger agencies work to increase public awareness about the importance of

calling before digging; and

prevent damage to underground facilities, and ensure the continuity of utility Whereas, these educational efforts increase worker and public and communications services; and

Whereas, JULIE and Digger provide a convenient means for anyone involved in excavation to ensure their personal safety and comply with Illinois common law regarding excavation;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April as CALL BEFORE YOU DIG MONTH in Illinois. 1998

Issued by the Governor March 26, 1998.

Filed by the Secretary of State April 3, 1998.

CHICAGO BOARD OF TRADE SESQUICENTENNIAL ANNIVERSARY DAY

of exchange's founding, has been essential to the growth and progress of the Whereas, the Chicago Board of Trade, observing the 150th anniversary State of Illinois; and

Whereas, the Board of Trade, with its prominence in the financial industry continues to enhance Illinois as the world's commercial crossroads; and

Whereas, through the Board of Trade's tradition of pioneering innovation, it maintains its position as the world's oldest and largest futures and options

clearing system, launching the first stock options exchange, development of the first interest rate futures, pioneering of technology with its electronic Whereas, the exchange's 150 years of progress has included such major trading system and construction of the world's largest and most technologically achievements as invention of grain futures, founding the world's premier advanced trading floor; and

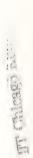
Whereas, the Board of Trade's success is thoroughly imbued with the highest standards of uncompromising integrity of its members and as an institution; and Whereas, the Chicago Board of Trade will continue as a world-leading Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April financial institution into the next millennium;

3, 1998, as CHICAGO BOARD OF TRADE SESQUICENTENNIAL ANNIVERSARY DAY in Illinois.

Issued by the Governor March 26, 1998. Filed by the Secretary of State April 3, 1998.

NATIONAL ASSOCIATION OF WOMEN BUSINESS OWNERS DAY 8 - 156

Whereas, the Chicago Area Chapter of the National Association of Women



Business Owners (NAWBO), one of the largest of the more than 60 chapters throughout the United States, will celebrate its 20th Anniversary this year; Whereas, NAWBO serves as a voice for the 800 million women business owners who employ 18.5 million people and do \$2.3 trillion in business each year; and

Whereas, $\it NAWBO$ is an educational and business opportunity resource and through participation in the $\it NAWBO$ women business owners have the ability to network and mentor others. NAWBO members provide valuable research data showing elected officials the economic impact of women; and

celebrate by presenting the Chapter's 1998 Woman Business Owner of the Year its Celebration of Achievement Luncheon featuring Josie Natori, and Whereas, on April 29, 1998, the Chicago Area Chapter of NAWBO will

congratulate the Chicago Area Chapter of NAWBO and all of its officers and Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 29, 1998, as NATIONAL ASSOCIATION OF WOMEN BUSINESS OWNERS DAY in Illinois and members for their many accomplishments on behalf of women business owners.

Filed by the Secretary of State April 3, 1998. Issued by the Governor March 26, 1998.

STAMP COLLECTING WEEK

Whereas, philatelists and others interested in stamp collecting have gathered for the past $40\ {\rm years}\ {\rm for}\ {\it COMPEX}\ ({\it Combined}\ {\it Philatelic}\ {\it Exhibition}\ {\it of}$ Chicagoland); and

Whereas, hundreds of frames of rare and unusual stamps will be displayed at COMPEX; and

Whereas, COMPEX is the largest club-sponsored show in the United States, presenting the widest range of exhibits by children and adults alike; and Whereas, the theme for this year's COMPEX show is "Fun in Philately;"

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 18-25, 1998, as STAMP COLLECTING WEEK in Illinois and welcome all visitors and exhibitors to our state, wishing them a rewarding and enjoyable visit.

Filed by the Secretary of State April 3, 1998. Issued by the Governor March 26, 1998.

ALCOHOL AWARENESS MONTH

Whereas, alcohol use is the number one drug problem among young people;

Whereas, approximately 10 million current drinkers were under the age 21 in 1995; and Whereas, an estimated two-thirds of 8th grade students and nearly ninetenths of 12th grade students have tried alcohol; and

Whereas, more than 2.6 million teenagers said they didn't know a person could die from an alcohol overdose; and

the month of April is being observed nationally as Alcohol Awareness Month; and

Whereas, the Partnership for a Drug-Free Illinois under the leadership of Lieutenant Governor Bob Kustra is leading the effort to curb abuse of alcohol

THE THIRD STATE OF THE PARTY OF

in Illinois;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1998 as ALCOHOL AWARENESS MONTH in Illinois.

Filed by the Secretary of State April 3, 1998. Issued by the Governor March 30, 1998.

98-159

CHILD ABUSE PREVENTION MONTH

Whereas, child abuse is a major cause of preventable death among children

Whereas, child abuse is recognized as an ever-increasing problem in in our country; and

today's society which affects the community as a whole; and Whereas, child abuse can take the form of physical abuse, emotional abuse,

Whereas, all citizens can help stop child abuse in Illinois by being concerned about the health and safety of your neighborhood children and by calling 1-800-25ABUSE to report suspected child abuse; and sexual abuse and/or neglect; and

Whereas, the month of April has been designated National Child Abuse Prevention Month;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1998 as CHILD ABUSE PREVENTION MONTH in Illinois and urge all Illinois residents to become active partners in efforts to prevent child abuse.

Issued by the Governor March 30, 1998.

Filed by the Secretary of State April 3, 1998.

CHILDREN'S HOME & AID SOCIETY PARENTS ANONYMOUS BLUE BOW DAY 98-160

Whereas, child abuse prevention is a community problem and finding solutions depends on investment among the citizens of Illinois; and

Whereas, 119,448 child abuse reports were recorded last year, a decrease from the prior year, demonstrating that child abuse prevention programs like Parents Anonymous work; and

Whereas, over 50,000 children are living in foster homes or other kinds of substitute care because of abuse or neglect; and Whereas, Parents Anonymous helps parents create harmony in their homes. Through self help groups, parents receive the support they need to help children grow up in a peaceful, non-abusive environment; and

Whereas, Parents Anonymous, Children's Home & Aid Society of Illinois' prevention program, offers positive alternatives to help break the cycle of abuse, and is sponsoring Illinois' Blue Bow Campaign to heighten awareness of the need to support families; and

Whereas, the citizens of Illinois should become more aware of child abuse and its prevention within the community, and become involved in supporting Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April parents to raise their children in a safe, nurturing environment;

2, 1998, as CHILDREN'S HOME & AID SOCIETY PARENTS ANONYMOUS BLUE BOW DAY in

Issued by the Governor March 30, 1998. Filed by the Secretary of State April 3, 1998.

ILLINOIS REGISTER

CONSTRUCTION INDUSTRY SERVICE CORPORATION DAY 191-86

Whereas, the Construction Industry Service Corporation (CISCO) will be celebrating its 10th anniversary on May 22, 1998; and

Whereas, CISCO was started in January of 1988; and

representing contractors and tradesmen in Cook, DuPage, Kane, Kendall, Lake and organization is a construction labor-management CISCOMcHenry Counties; and Whereas, CISCO works to foster a cooperative spirit among labor and management professionals; and

Whereas, CISCO facilitates dialogue between contractors and building trades union leaders concerning mutual problems and concerns; and

with a place to come together to define common problems, explore common Whereas, CISCO allows all segments of the unionized construction industry solutions and work together toward common goals;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 22, 1998, as CONSTRUCTION INDUSTRY SERVICE CORPORATION DAY in Illinois.

Filed by the Secretary of State April 3, 1998. Issued by the Governor March 30, 1998.

HUMAN SERVICES WEEK

Whereas, a disability, whether physical or mental, does not mean the end of a person's productive life; and

Whereas, the many support services within a human service organization Whereas, human service organizations are available to assist Illinois citizens achieve productive and fulfilling lives; and

provide the assistance necessary to help persons with disabilities achieve self-sufficiency; and

Whereas, tens of thousands dedicated individuals provide a supportive foundation for citizens with disabilities to achieve their goals;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 13-19, 1998, as HUMAN SERVICES WEEK in Illinois.

Filed by the Secretary of State April 3, 1998. Issued by the Governor March 30, 1998.

MEDICAL ASSISTANT IS THE HEART OF HEALTHCARE WEEK/MEDICAL ASSISTANTS WEEK/MEDICAL ASSISTANTS DAY

many professional medical assistants who support and assist physicians in Whereas, the health of all of our citizens is directly affected by the rendering life-saving services; and

Whereas, many medical assistants seek to maintain the highest standards of Assistants. This involvement ensures that our citizens receive the best professional excellence by taking advantage of educational programs offered by organizations such as the American Association of Medical medical care possible; and professional

Whereas, we should commend the dedication of those in the medical field

who seek to upgrade their profession and improve their careers as valuable members of medical teams;

8

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 17-19, 1998, as THE MEDICAL ASSISTANT IS THE HEART OF HEALTHCARE WEEK in Convention and proclaim October 18-24, 1998, as MEDICAL ASSISTANTS WEEK and Illinois in honor of the Illinois Society of Medical Assistants' 42nd Annual October 21, 1998, as MEDICAL ASSISTANTS DAY in Illinois.

Issued by the Governor March 30, 1998.

Filed by the Secretary of State April 3, 1998.

STROKE AWARENESS MONTH M98-164

each year some 500,000 Americans suffer from this debilitating disease with 150,000 deaths, which makes stroke the third leading cause of

paralyzed on one side; blurry vision or loss of vision; unable to speak Whereas, stroke symptoms are subtle and often painless: weak, numb death in the United States; and

Or

Whereas, stroke has a huge economic cost both directly in healthcare understand clearly; dizzy; loss of balance; sudden severe headache; and

expenditures but also indirectly in lost wages; and

Whereas, stroke also exacts an emotional toll on survivors and their if they act quickly. Stroke is a medical emergency just as a heart attack and Whereas, as of June 1996, there has been a treatment for stroke victimsfamilies that is extremely difficult to measure but real none-the-less; and should be treated as such; and

Whereas, until these facts are recognized and the awareness of the symptoms and signs of a stroke is increased, many Americans will suffer needlessly;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1998 as STROKE AWARENESS MONTH in Illinois.

Issued by the Governor March 30, 1998.

Filed by the Secretary of State April 3, 1998.

INTERNATIONAL HIGHWAY TRANSPORTATION SAFETY WEEK 98-165

Whereas, citizens in the State of Illinois are dependent on our roads and highways for personal transportation and for the delivery of goods and services; and Whereas, drivers of all kinds of vehicles must safely co-exist on those roads and highways; and

Whereas, there are far too many highway crashes with their tragic toll of lost lives, injuries, and property damage; and

Whereas, the State of Illinois is joining the U.S. Department of Transportation's Federal Highway Administration and safety agencies throughout the United States, Canada and Mexico in a special effort to reduce crashes;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 1-6, 1998, as INTERNATIONAL HIGHWAY TRANSPORTATION SAFETY WEEK in Illinois.

Filed by the Secretary of State April 3, 1998. Issued by the Governor March 31, 1998.

The Most of the second

SMILES TAG DAYS

a nationally recognized leader in providing programs and services for persons with peen Whereas, for 39 years, Little City Foundation has developmental challenges; and

Whereas, on October 1-3, 1998, Little City Foundation will hold its annual "Smiles for Little City" Tag Days throughout the state; and

under the leadership of the Little City Foundation Parent/Family/Guardian nundreds of Illinois residents who unselfishly volunteer their time and effort Whereas, this annual tradition is made possible through the efforts of Group; and

Whereas, the Little City Foundation has remained dedicated to helping individuals reach their full potential, and live meaningful and productive lives with dignity and respect; and

Whereas, they are ably supported by government, business and labor leaders

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim

October 1-3, 1998, as SMILES TAG DAYS in Illinois.

Filed by the Secretary of State April 3, 1998. Issued by the Governor March 31, 1998.

AFRICA WEEK

Whereas, the African Student Council, formed in 1963, is a major Registered Student Organization at Southern Illinois University-Carbondale; and Whereas, the group is aimed at promoting a mutual understanding among African and American students, promoting cultural and social exchanges between University, and promoting the exchange of ideas on issues relevant to the African and American communities and other student organizations United States, Africa, and Africans in the Diaspora; and

countries as well as from the United States, Europe and the Caribbean; and Whereas, the African Student Council represents students from 37

Whereas, this year marks the 24th annual Africa Week;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April Filed by the Secretary of State April 3, 1998. Issued by the Governor April 1, 1998. 6-11, 1998, as AFRICA WEEK in Illinois.

CHILD ABUSE PREVENTION WEEK

Whereas, the Independent Order of Foresters, founded in 1874 and dedicated to the preservation of family life, is one of the oldest and largest fraternal benefit societies in the world with more than one million members; and

Fund in 1975, which has contributed cash grants to 260 agencies across the US Whereas, to accomplish one of its major goals of eradicating the harm of child abuse, the Order established its I.O.F. Prevention of the Child Abuse and Canada; and

Whereas, there were 25 grants presented in the State of Illinois by the Independent Order of Foresters so far in 1998; and

and films used widely by schools, clinics, libraries, social services and Whereas, the Independent Order of Foresters strong commitment to public education includes distribution of a series of informative brochures, booklets counseling organizations; and

that more than three million children will be victims of maltreatment this Whereas, the national center for the Prevention of Child Abuse estimates

Whereas, the Independent Order of Foresters is the largest non-sectarian fraternal benefit society in the world, with the prevention of child abuse as its number one priority;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 19-25, 1998, as CHILD ABUSE PREVENTION WEEK in Illinois.

Issued by the Governor April 1, 1998.

Filed by the Secretary of State April 3, 1998.

DIETARY MANAGERS DAY

service departments in nursing homes, hospitals, schools, prisons, armed forces organization of over 15,000 members nationally who manage/supervise food (IDMA) Dietary Managers Association and elderly programs throughout the country; and Illinois the

state and district associations in their respective areas. Illinois has more Whereas, members of the National Association automatically belong to the

than 600 members organized into seven districts; and

purpose of continuing education hours, discussion of professional issues of the Whereas, meetings are held at all levels of the association for day and information and opinion exchanges with peers; and

education program with a minimum of 120 hours plus work experience supervised Whereas, a Certified Dietary Manager must successfully complete a formal Whereas, the national office is located in Itasca, Illinois; and by a Registered Dietitian; and

of the State of Illinois, proclaim 60 Whereas, the membership of IDMA will be observing their 35th year Governor organized association on October 31, 1998; Therefore, I, Jim Edgar,

October 31, 1998, as DIETARY MANAGERS DAY in Illinois.

Filed by the Secretary of State April 3, 1998. Issued by the Governor April 1, 1998.

MAKE A DIFFERENCE DAY 98-170

Whereas, the foundation of a humane and just society is the people's willingness to work together for the common good; and

Whereas, our country's volunteer force of 89.2 million people is a great treasure; and

poverty, hunger, homelessness, spouse and child abuse, and other Whereas, self-sacrificing individuals mobilized to help others problems that afflict society; and tide of

Whereas, the giving of oneself in service to another empowers the giver and the recipient; and

Whereas, it is the duty of all our citizens to search out opportunities to

ILLINOIS REGISTER

make a difference in the lives of those around them and dedicate time and resources to the betterment of their community; and Light oĘ Whereas, USA WEEKEND is working in partnership with The Points Foundation to promote a national day of doing good;

the State of Illinois, proclaim October 24, 1998, as MAKE A DIFFERENCE DAY in Illinois. Therefore, I, Jim Edgar, Governor of

Issued by the Governor April 1, 1998.

Filed by the Secretary of State April 3, 1998.

ORDER SONS OF ITALY/ALZHEIMER'S ASSOCIATION "PARTNERS IN PROGRESS" DAY

Whereas, the Order Sons of Italy in America is the largest organization of Americans of Italian descent; and

Whereas, in addition to preserving and sharing the rich cultural heritage Italy with all Americans, it promotes the image of Italian Americans within the framework of American society through its involvement in community, charitable, educational, cultural, social, youth and civic activities; and

and plans to support this cause by implementing a fund-raising "coin-drop" Whereas, the Supreme Council of the Order Sons of Italy in America, approved the adoption of Alzheimer's Disease as one of its primary charities, campaign throughout the state and local chapters across the nation; and

Whereas, members of the Order and other volunteers will be collecting Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June donations to help the 2.5 million people affected by this debilitating disease; 6, 1998, as ORDER SONS OF ITALY/ALZHEIMER'S ASSOCIATION "PARTNERS IN PROGRESS" Whereas, the date chosen for this event in Illinois is June 6, 1998; and

Filed by the Secretary of State April 3, 1998. Issued by the Governor April 1, 1998.

TOASTMASTERS WEEK 98-172

Whereas, the ability to speak in a clear and effective manner is a that can help to overcome many barriers to effective performance in virtually every endeavor and line of work; and powerful and important skill

skills, Toastmasters International performs a valuable service for their Whereas, by assisting in the development of essential communication members and those who hear their message of opportunity, initiative, and good Fellowship; and

Toastmasters International has grown to over 8,000 clubs and 175,000 members in Whereas, boasting more than seven decades of outstanding achievement, 72 countries worldwide; and Whereas, this remarkable expansion is a direct result of the enhanced knowledge and experience that Toastmasters provides to their members and Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April

Filed by the Secretary of State April 3, 1998. 20-26, 1998, as TOASTMASTERS WEEK in Illinois. Issued by the Governor April 1, 1998.

ADULT EDUCATION WEEK 98-173

Whereas, adult low literacy is a major "hidden" problem; and

Whereas, a literate society is the cornerstone of a free society; and Whereas, the economic and social cost of adult low literacy are high, and

as society undergoes increasing rapid technological advances, these costs

Whereas, literacy promotes the lifelong process of self-improvement, self esteem, provides a sense of empowerment, and increases a person's ability to reach their maximum potential which is open to all citizens regardless of age, social, or economic status;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 6-12, 1998, as ADULT EDUCATION WEEK in Illinois.

Issued by the Governor April 2, 1998.

Filed by the Secretary of State April 9, 1998.

AMIGOS DE SER DAY

Whereas, SER Jobs for Progress, Inc. is a national organization that focuses on the unemployment and training needs of Hispanic Americans and has been recognized throughout the nation and by Congress as "a community-based organization of demonstrated effectiveness;" and Whereas, since 1987, SER (Service, Employment and Redevelopment) has provided employment and training services to thousands of individuals in Whereas, a group of our nation's major corporations has forged a new partnership with SER to provide private assistance in the employment, education

Whereas, the Amigos de SER Business Recognition Luncheon will be held and training process; and

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 14, 1998 as AMIGOS DE SER DAY in Illinois.

Issued by the Governor April 2, 1998.

Filed by the Secretary of State April 9, 1998.

BARBARA CLEMMONS DAY

Whereas, Barbara Clemmons has served the State of Illinois as an employee the Illinois Industrial Commission since August 31, 1970, representing over 27 years of dedicated and loyal service; and

Whereas, Barbara Clemmons has served the Commission in various capacities, thereby accumulating valuable knowledge, enabling her to better serve the citizens of the State of Illinois; and Whereas, Barbara Clemmons was first hired as a docket clerk, her talents were quickly recognized and she was promoted to supervisor of the docket department, and later assigned to serve as the Chairman's private secretary for the past 20 years where her fine judgment and discretion were highly valued; Whereas, Barbara Clemmons cultivated many friendships at the Commission,

TT Chicago ber

to visit with people, remembering birthdays and sending thoughtful notes; and taking time

Whereas, the people of the Commission will always appreciate and admire

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July her integrity, dedication and kindness;

22, 1998, as BARBARA CLEMMONS DAY in Illinois and commend her for her many years of service to the State of Illinois.

Filed by the Secretary of State April 9, 1998. Issued by the Governor April 2, 1998.

941-86

DRINKING WATER WEEK

Whereas, the health, comfort and standard of living of our citizens as well as the economic growth and productivity of our state depend on safe and Whereas, water is a basic, essential need of every living creature; and dependable water supplies; and

Whereas, nearly 1,800 Illinois community water supplies currently furnish safe, abundant supplies of drinking water every day to their users; and

resources all rely on the awareness and responsible actions of Illinois Whereas, protecting our source waters from pollution, practicing water conservation and acting at the local level to protect our irreplaceable water citizens;

broaden their understanding of the importance of this essential resource and Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May citizens to support the goals and programs of the water utilities in our state. 3-9, 1998, as DRINKING WATER WEEK in Illinois and encourage our

Filed by the Secretary of State April 9, 1998. Issued by the Governor April 2, 1998.

ELECTRIC AND TELEPHONE COOPERATIVE YOUTH DAY 98-177

Whereas, for the past 39 years, the Electric and Telephone Cooperatives of outstanding Illinois high school students who are selected on the basis of Illinois have sponsored a paid tour of Washington, DC, for approximately essay and youth leadership contests sponsored by member cooperatives; and

Whereas, students from Illinois, along with nearly 1,500 contest winners from other states, will have an opportunity to witness their federal government

in action during the "Youth to Washington" tour June 12-19, 1998; and Whereas, in an effort to provide a broader educational experience for more students throughout the state, the Electric and Telephone Cooperatives of Illinois will also sponsor a trip to our state capitol on April 22 for 250-300 contest finalists;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 22, 1998, as ELECTRIC AND TELEPHONE COOPERATIVE YOUTH DAY in Illinois.

Issued by the Governor April 2, 1998.

Filed by the Secretary of State April 9, 1998.

GARY SMITH DAY 98-178

7377

TAU SCHIKT LINE

Gary Smith is retiring after 22 years as Director of the worldfamous Marching Illini and as Associate Professor and Associate Director of Bands at the University of Illinois at Urbana-Champaign; and

Whereas, under his direction, the Marching Illini have been Ambassadors of University, the State of Illinois, and the United States as "The Best Band in the Land;" and Whereas, through the years, he and the Marching Illini have inspired millions of people locally, nationally and internationally with the thrill of Big Ten pageantry; and

Whereas, Gary Smith is the heart and soul of what the Marching Illini is today and will be deeply missed;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 18, 1998, as GARY SMITH DAY in Illinois as a tribute to a man who has done so citizens of the State of Illinois, and the people his music has touched both much to elevate the spirits of the students of the University of Illinois, the nationally and internationally.

Issued by the Governor April 2, 1998.

Filed by the Secretary of State April 9, 1998.

GROUNDWATER PROTECTION MONTH 98-179

Whereas, nearly all rural Illinois residents use groundwater as their daily source of water; and

Whereas, nearly half the state's citizens, 65 percent of its 1,799 its industries rely on community water systems and a significant number of groundwater; and

Whereas, thousands of abandoned unused wells and a variety of everyday private and commercial activities threaten the continued quality of Illinois'

Whereas, cleaning up groundwater contamination after it has occurred is essential groundwater resources; and

Whereas, several communities have had to find new drinking water supplies both costly and difficult; and

due to contamination, and this contamination of groundwater is preventable; and Whereas, the Illinois Groundwater Protection Act seeks to protect Illinois through a program that includes wellhead protection zones, research, monitoring and educational programs; and

Whereas, state agencies and associations are providing community water authorities with valuable assistance in mapping groundwater protection areas, in developing appropriate strategies and land use controls for these areas, in educating business and citizens about groundwater protection, and in sealing abandoned wells; and

programs to protect groundwater are among the most useful tools available to Whereas, community planning and responsible citizen involvement ensure safe groundwater supplies for the future;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May businesses, industries and local government to take appropriate actions to 1998 as GROUNDWATER PROTECTION MONTH in Illinois and encourage all citizens, protect Illinois' groundwater resources.

Filed by the Secretary of State April 9, 1998. Issued by the Governor April 2, 1998.

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HAROLD WASHINGTON DAY 98-180

seventh annual commemorative birthday celebration, in honor of Mayor Harold Whereas, on April 15, 1998, the Chicago Public Library is sponsoring the Washington and in conjunction with the 100th anniversary of the birth of Paul Robeson, on April 9, 1998, with the program theme: "Celebrating Renaissance Harold Washington and Paul Robeson"; and

Whereas, both Harold Washington and Paul Robeson's father raised their children alone, imbuing in them their own strong moral influences which was reflected in both men's goals, achievements, and standards; and

Whereas, Harold Washington and Paul Robeson lived their lives, always with a hunger for learning, with an omnipresent desire for the truth, and with unbending loyalty to their convictions; and

Whereas, both Harold Washington and Paul Robeson traveled widely across the globe and inspired people of all races, nationalities and religions to fight oppression, whether it was in the arts world or the political arena; and

Whereas, in 1935 Paul Robeson declared, "[the Negro culture]...must be freed, formulated and developed..." and in 1984 Harold Washington established Chicago's Department of Cultural Affairs, recognizing the continued need to promote and provide "culture" of all kinds; and

Whereas, Paul Robeson broke new, hard ground for African Americans in the art world, just as Harold Washington did the same important work in the political arena;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 15, 1998, as HAROLD WASHINGTON DAY in Illinois. Issued by the Governor April 2, 1998.

Filed by the Secretary of State April 9, 1998.

LIBRARY TECHNICIAN DAY

Whereas, libraries in Illinois play an important role in the education of Illinois children and all of the citizens of Illinois; and

Whereas, libraries are cornerstones in a community for learning, reading public discourse; and and

Whereas, the citizens of Illinois have an increasing need for access to Illinois libraries advocate making technology capability, participation and services a priority; and Whereas,

Whereas, Library Week is being recognized nationally April 12-18, 1998; and understanding of the Information Superhighway; and

Whereas, library technicians are an integral part of our statewide library network; and

Whereas, library technicians assist in providing information through maps, books, articles, on-line searches, patent information, the Internet and public and the Whereas, library technicians work front line in meeting statistics to patrons throughout the state; and

Whereas, library technicians should be recognized for the dedication and courteously serving the citizens of Illinois; and

loyalty they have given to the many libraries in the State of Illinois; and Whereas, the State of Illinois takes great honor in recognizing the

outstanding contributions of Illinois' library technicians;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April Filed by the Secretary of State April 9, 1998. 16, 1998, as LIBRARY TECHNICIAN DAY in Illinois. Issued by the Governor April 2, 1998.

CORRECTIONAL OFFICERS WEEK

one of the primary goals of the State of Illinois is to provide its citizens with an effective judicial system that concentrates on equality for all of our citizens; and

the dedicated correctional officers of Illinois are essential to the success of our judicial process, and our correctional officers' work includes daily exposure in a hostile environment with many of the most dangerous individuals in our society; and

Whereas, correctional officers struggle daily to protect our citizens by housing dangerous felons in a humane environment, often at great risk to their own personal safety; and

Whereas, the State of Illinois is pleased to join with officials and distinguished correctional officers in recognizing the achievements of these dedicated individuals, and are indebted to the International Association of Correctional Officers for continuing to emphasize the accomplishments of correctional officers worldwide;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 3-9, 1998, as CORRECTIONAL OFFICERS WEEK in Illinois.

Filed by the Secretary of State April 9, 1998. Issued by the Governor April 3, 1998.

ELECTRICAL SAFETY MONTH 98-183

Whereas, hundreds of people die and thousands are injured each year in electrical accidents; and Whereas, the estimated deaths from residential electrical fires are more than 700 lives annually; and

property damage due to electrical fires amounts to more than one billion dollars each year; and Whereas,

Whereas, following simple electrical safety precautions can help prevent injury of thousands of people each year; and

Whereas, citizens are encouraged

to check their home and workplace for

Whereas, citizens are encouraged to check their smoke detectors and to possible electrical hazards to help protect lives and property; and

Whereas, the efforts of the National Electrical Safety Foundation and the US Consumer Product Safety Commission are to promote and educate the public about the importance of practicing electrical safety in the home, school and replace smoke detector batteries annually; and

Whereas, the State of Illinois is actively helping to move this effort forward in order to reduce the number of electrical injuries and deaths from electrical hazards; Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May

III Things a

1998 as ELECTRICAL SAFETY MONTH in Illinois. Issued by the Governor April 3, 1998.

Filed by the Secretary of State April 9, 1998.

98-184

AMILY FEDERATION FOR WORLD PEACH AND UNIFICATION DAY

the Family Federation for World Peace and Unification (FFWPU) believes that empowering the family's moral leadership of society is fundamental to society's Whereas, just as love within the family is the cornerstone of a society, well-being; and

nations, because the values that promote peace in the world community are a direct extension of the values that promote peace within individual families; Whereas, healthy families are the foundation for healthy, well-adjusted

exploitation. The responsibility of husband and wife is to maintain purity in fidelity, while the responsibility of children is to love and respect their parents. A society Whereas, promoting the development of such families is the central task of the Family Federation. Specifically, the FFWPU promotes the responsibility of parents to care for and love their children; to guide them to the highest moral, physical and intellectual standards; and to protect them from abuse and made up of families that follow this standard has the capacity to overcome even conjugal love, upholding the ideal of marital

the deepest and most pervasive social problems; and Whereas, throughout 1997 and 1998, over 25,000 couples throughout the State of Illinois have re-dedicated their marriages and their eternal commitments to their spouses and families; and

Whereas, Dr. Hak Ja Han Moon, the International President of FFWPU, will be addressing some 1,500 delegates in the Grand Ballroom of the Downtown Chicago Marriott Hotel at 540 North Michigan Avenue on the evening of April 10, 1998, on the topic, "Blessed Marriage and Eternal Life;"

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 10, 1998, as FAMILY FEDERATION FOR WORLD PEACE AND UNIFICATION DAY in Illinois.

Issued by the Governor April 3, 1998.

Filed by the Secretary of State April 9, 1998.

Whereas, the Schmidt family has been involved in the farm implement business for over 100 years; and

SCHMIDT-MARCOTTE, INC. DAY

98-185

Whereas, the business began with Richard Schmidt's immigration from Germany to Atlanta, Illinois, where he began learning the trade of a blacksmith; and

1918 to include horse-drawn implements which marked the beginning of the Whereas, the shop, which began solely as a blacksmith's shop, expanded familyfarm implement business; and

Whereas, the business has thrived through many tough, economic times as well as through the loss of key family members; and

Whereas, the addition of the New Idea farm machinery line broadened the business's customer-base by including a larger group of farmers and the seed

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This addition eventually led to the formation of the Schmidt Implement Company; and corn industry.

shop's location, a two-story building located near the railroad on First Whereas, the growth of the business necessitated the move from the first Street, to an eight-acre tract of land located on the south edge of Atlanta;

Lincoln merged on November 1, 1987, to form Schmidt-Marcotte, Inc. which added Schmidt Implement Company and Marcotte International Inc. of more facilities and doubled the number of employees; and Whereas,

Whereas, Schmidt-Marcotte's merger with Evans Implement, in 1992, enabled the business to expand customer service in areas including sales and parts, further enhancing their central Illinois leadership in agriculture implement

25, 1998, as SCHMIDT-MARCOTTE, INC. DAY in Illinois, in recognition of the Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July Centennial Celebration in the farm implement industry.

Issued by the Governor April 3, 1998.

Filed by the Secretary of State April 9, 1998.

98-186

MARINE CORPS LEAGUE WEEK

State Convention in Marion at the Marion Hotel and Conference Whereas, the Marine Corps League, Department of Illinois is hosting the Center from June 10-14, 1998; and 54th Annual

Whereas, the Marine Corps League holds sacred the history of these men and women who have given their lives for the principles of freedom; and

readiness to fight for our freedom and the freedom of the United States of Whereas, the Maxine Corps League fully concurs in the principles of

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 10-14, 1998, as MARINE CORPS LEAGUE WEEK in Illinois and request and encourage all citizens to show a friendly spirit of cooperation to all the former and active duty Marines.

Filed by the Secretary of State April 9, 1998. Issued by the Governor April 6, 1998.

WALTER WHITMAN, JR. DAY 98-187

Whereas, Walter Whitman, Jr. is an accomplished multi-talented musician, performer, instructor and Director of the Soul Children of Chicago; and

Whereas, Walter Whitman, Jr.'s musical abilities and extensive travel have made him an authority in the area of gospel music; and

Chicago have successfully executed Operation EEI - Educate, Elevate and Whereas, under the direction of Walter Whitman, Jr. the Soul Children of Illuminate, which is a strategy to promote self-esteem, leadership and moral

Whereas, on Saturday, April 25, 1998, Walter Whitman, Jr. will be honored for his outstanding accomplishments and contributions to youth in a banquet celebration entitled "Blessed By An Angel;" excellence in Chicagoland youth; and

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April

ILLINOIS REGISTER

Filed by the Secretary of State April 9, 1998. 25, 1998, as WALTER WHITMAN, JR. DAY in Illinois. Issued by the Governor April 6, 1998.

AMERICAN POW RECOGNITION DAY 98-188

Whereas, many loyal and brave Americans who served in the wars of this nation were captured by the enemy or listed as missing in action; and

Whereas, American prisoners of war have often suffered unconscionable treatment despite international codes on the subject, and many have died as a result of cruel and inhumane acts by the enemy captors; and

we recognize the sacrifices of American Prisoners of War and those missing in action; Whereas, it is fitting that

1998, as AMERICAN POW RECOGNITION DAY in Illinois and call upon Illinoisans Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April to observe this day with appropriate ceremonies and programs so that the memory of these brave Americans will not be lost.

Issued by the Governor April 7, 1998.

Filed by the Secretary of State April 9, 1998.

GATEWAY FOUNDATION DAY

providing treatment and prevention programs for alcohol and other drug abuse Whereas, Gateway Foundation is a non-profit organization that

Whereas, Gateway Foundation has earned a national reputation for its effective programs and outstanding accomplishments in helping addicts return to the community as drug-free productive citizens; and

Whereas, last year, over 16,000 men, women and teens were helped through Gateway's treatment programs and 11,000 youth and families participated in Gateway's prevention programs; and

a fund of the McCormick Tribune Foundation, to hold the Whereas, each year, Gateway Foundation recognizes citizens for their Whereas, Gateway Foundation has joined in partnership with leadership and dedication to their cause; and Children's Charities,

executive and leader in Chicago's civic and philanthropic community, as the Whereas, this year's event honors John Richman, a former Kraft, Inc. Citizen of the Year in recognition of his leadership and community service; 23rd Annual Citizen of the Year Dinner; and

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 7, 1998, as GATEWAY FOUNDATION DAY in Illinois in honor of their dedication to citizens of this state and offer best wishes for continued success.

Filed by the Secretary of State April 9, 1998. Issued by the Governor April 7, 1998.

INTERGENERATIONAL WEEK

Whereas, understanding and communication between all Illinois generations within families, neighborhoods, and communities are critical to meeting

individual needs and community challenges; and

wisdom to share with younger generations and are perfect role models who provide a special motivation that helps children reach their full potential; Whereas, older Illinoisans have a history of life experiences and great

Whereas, children and youth have energy and blossoming talents that bring joy and support to other generations while increasing their personal selfesteem; and

generations, fosters understanding and admiration for one another, thereby Whereas, lifelong service and learning by all generations, for all strengthening community bonds across all ages; and

Whereas, by learning about our past, we are better prepared to improve our

future circumstances and well-being; and

encourage and support intergenerational linkages within local communities Whereas, for these reasons and many others it is important to continue through a year-long collaborative effort of organizations statewide;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 17-23, 1998, as INTERGENERATIONAL WEEK in Illinois.

Issued by the Governor April 7, 1998.

Filed by the Secretary of State April 9, 1998.

SOIL AND WATER STEWARDSHIP WEEK 98 - 191

Whereas, the citizens and leaders of Illinois are very concerned about the proper management of Illinois' natural resources and wish to bequeath a better Earth for our children; and

is provided by a partnership of soil and water conservation districts and state Whereas, leadership for conservation of natural resources on private lands conservation agencies; and

Whereas, protection of our soil and water depends on sound conservation

Whereas, now is the time to increase the awareness among all Americans of the importance of our natural resources;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 26-May 3, 1998, as SOIL AND WATER STEWARDSHIP WEEK in full appreciation of the importance of our soil and water to the public welfare and in honor of who protect those resources.

Filed by the Secretary of State April 9, 1998. Issued by the Governor April 7, 1998.

STUDENT TECHNOLOGY DAYS 98-192

Whereas, the seventh annual TECH 2000/AT&T school technology demonstration will be held at the Illinois State Capitol Building in Springfield on April 29;

participate in the event to show visitors, including state senators and representatives, how classroom technology is being used to engage students and Whereas, more than 140 Illinois schools and some 300 students will increase achievement; and

Whereas, the week of April 26-May 2, 1998, is National Science and

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Technology Week;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 29, 1998, as STUDENT TECHNOLOGY DAY in Illinois. Filed by the Secretary of State April 9, 1998. Issued by the Governor April 7, 1998.

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April 24, 1998

ISSUES INDEX

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Nuice acted upon duri	ng the quarter of January 1 th	Rules acted upon during the quarter of January 1 through March 31, 1998 (Issues 1-13) are listed in the Issues Index	13) are listed in the Issues Index	92-443-6
by Little number, Part	number and Issue number. F	by Title number, Part number and Issue number. For example, 50 HL Adm. Code 4401 published in Issue 40 will	4401 published in Issue 40 will	92-445-5
he listed as 50-4401-4	The letter "R" designates a	be listed as 50-4401-40. The letter "R" designates a rule that is being repealed. Inquiries about the Issues Index may	iries about the Issues Index may	92-541-15
be directed to the Adn	ninistrative Code Division at 2	be directed to the Administrative Code Division at 217-782-4414 or jnatale@ccgate.sos.state.il.us (Internet address).	os.state.il.us (Internet address).	92-1010-4
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17-130-15	35-215-8	02-1825-12	77-905-15	14-145-17
17-650-6	35-218-2	C1-(1×1-20)	77-1130-16	17-120-5
9-099-1	35-220-13	02-1847-12	80-1540-15	17-130-6
17-670-6	35-240-6	62-1850-12	80-1650-17	17-590-4
17-1536-6	35-304-7	62-2501-15	80-3000-11	17-710-4
17.2080-9	35-580-17	68-9001R-8	83-416-4	17-810-11
17-2520-9	35-811-9	68-1150-11	83-418-17	17-830-15
10-1230-16	35-813-9	68-1220-4	83-506-4	17-1522-4
1.07570-1	35-848-9	68-1230-11	83-650-1	17-3040-11
11-5, 1,	38-110-7	68-1947-8	86-100-1,16,17	20-504-2
13-30-2	\$8-130-14	68 132-7	86-130-4,7	20-505-2
23-150R-5	38-140.7	68 1,775-6	86-495-1	20-1215-14
23-151-5	38-160-7	SN-1285-8	1-919-98	23-1501-4
3-160 H	38-190-1-1	68-1350-14	86-750-2	20-620-2
23-170R-11	38-390R-1	08-1500-16	86-800-15	32-331-16
33-180-11	41-120-16	71-40-11	8-0161-98	32-360-13
11-52-11	44-750-12	74-730-2	86-3000-1,17	32-406-11
21-650-7,14	44-1150-15	74-750-2	89-101-1	35-183-12
2.3-2700-6	44-1300-15	77-205-5	89-112-10,14	35-186-12
23-2720-6	50-806-11	77-245-14,16	89-113-4,5	35-187-14
23-2730-6	50-936-12	77-250-14	89-120-1,2	35-203-12
23-2733-6	50-4-101-13	41-300-22	89-121-3	35-211-7
23-2735-6	50-4102 13	F1 085-22	89-140-1,8	35-218-7
23-2736-6	50-4405-13	77-340-14	89-148-189-160-14	35-219-7
21-2755-6	50-4-115-5	17-350-14	89-679-4	35-251-15
23-2760-6	50-4-135-0	77-370-14	89-1100-7	35-302-2
	56-2605-5	77-300-14	92-440-13	35-303-2

35-32-10	92-443-6	35-304-2	56-5300	89-240-7
35-61-11 68-1285-16 35-62-8 68-1300-8 35-62-8 68-1310-8 35-702-1 68-1310-8 35-702-1 68-1310-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-240-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-72-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73-1 77-24-8 35-73	92-445-5	35-352-10	68-1283-8	89-302-17
15-662-8 68-1300-8 15-702-1	92-541-15	35-611-11	68-1285-16	89-303-16
35-63-8 35-702-1 35-702-1 35-702-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-1 35-720-	92-1010-4	35-662-8	68-1300-8	89-352-16
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Sar-703-1	92-1040-12	35-702-1	68-1350-8	89-407-3
6 55-720-1 77-245-8 8 8 7-720-1 77-245-8 8 8 7-721-1 77-245-8 8 8 7-721-1 77-245-8 8 8 7-721-1 77-245-8 8 8 7-721-1 77-245-8 8 7-720-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-4 77-200-4 8 7-720-8 77-200-4 8 7-720-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 77-200-8 7		35-703-1	68-1470-8	89-437-12
S5-72-1	ADOPTED	35-720-1	68-1475-8	89-682-4
55-722-1 77-250-8 56-723-1 77-250-8 57-724-1 77-270-4 78-724-1 77-30-8 78-724-1 77-30-8 78-726-1 77-30-8 78-736-1 77-30-8 78-738-1 77-30-8 78-738-1 77-30-8 78-738-1 77-30-8 78-738-1 77-30-8 78-738-1 77-30-8 78-738-1 77-30-8 78-730-1 77-30-8 78-730-1 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-8 77-30-8 78-730-1 77-30-8 78-730-1 77-30-8 78-730-1 77-30-8 78-730-1 77-30-8 78-730-1 77-30-8<	2-926-2	35-721-1	77-245-8	89-688-13
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